

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
EASTERN DIVISION**

CHRISTOPHER J. FIORENTINO,

Plaintiff,

V.

FLOSPORTS, INC.,

Defendant.

No. 1:22-CV-11502-AK

**JOINT DECLARATION OF RACHEL GEMAN
AND HANK BATES IN SUPPORT OF PLAINTIFF’S MOTION
FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**

Rachel Geman and Hank Bates jointly declare and state as follows:

1. Rachel Geman is an attorney duly licensed to practice law in the State of New York who is admitted *pro hac vice* to practice before this Court. *See* Doc No. 13. Ms. Geman is a partner at the law firm Lieff Cabraser Heimann & Bernstein, LLP (“LCHB”) and serves as co-counsel of record for Plaintiff Christopher J. Fiorentino (“Plaintiff”) in the above-captioned case (the “Action”).

2. Hank Bates is an attorney duly licensed to practice law in the States of California and Arkansas who is admitted *pro hac vice* to practice before this Court. *See* Doc No. 19. Mr. Bates is a partner at Carney Bates & Pulliam, PLLC (“CBP”) and also serves as co-counsel of record for Plaintiff in the Action.

3. Throughout this litigation, we and our respective law firms have been primarily responsible for the prosecution of Plaintiff’s claims on behalf of the proposed Settlement Class. We were joined by attorneys at the law firms of Burns Charest LLP (“BC”), Herrera Kennedy

LLP (“HK”), and Cera LLP, who also serve as counsel of record for Plaintiff in the Action. Specifically, we worked in collaboration with those attorneys to represent the interests of Plaintiff and the proposed Settlement Class.

4. We make this Joint Declaration in support of Plaintiff’s Motion for Preliminary Approval of Class Action Settlement. Except where otherwise stated, we each have personal knowledge of the facts set forth in this Joint Declaration based on active participation in all aspects of the prosecution and resolution of the Action. If called upon to testify, we each could and would testify competently to the truth of the matters stated herein.

5. Filed concurrently herewith is a true and correct copy of the Class Action Settlement Agreement (the “Settlement”)¹ entered into by Plaintiff, on behalf of himself and the proposed Settlement Class, and Defendant FloSports, Inc. (“FloSports,” and together with Plaintiff, the “parties”). The parties’ proposed Claim Form is Exhibit A to the Settlement. The parties’ proposed E-mail Notice is Exhibit B to the Settlement. The parties’ proposed Long Form Notice is Exhibit C to the Settlement.

I. Summary of the Action

6. Plaintiff filed this case on behalf of himself and other subscribers of FloSports on September 13, 2022, alleging one claim for violation of the Video Privacy Protection Act, 18 U.S.C. § 2710 (“VPPA”). Doc No. 1. After FloSports moved to dismiss the original complaint (Doc No. 37), Plaintiff filed an amended complaint on November 23, 2022. Doc No. 46 (“Complaint” or “Compl.”).

7. As alleged in the Complaint, FloSports, a subscription-based digital video

¹ Unless otherwise indicated, capitalized terms herein refer to and have the same meaning as in the Settlement.

streaming service, intentionally installed the Facebook Pixel (“Pixel”) on its website and selected the specific types of information the Pixel would capture and transmit. *Id.* ¶¶ 2, 4–6, 24–28, 60. FloSports also knowingly configured the Pixel such that when a subscriber views a particular video on its website, FloSports sends to third party Meta Platforms, Inc. (“Meta”) the subscriber’s personally identifiable information (“PII”), including (a) the title and URL of the video, and (b) the subscriber’s Facebook ID (or “FID”). *Id.* ¶¶ 20, 27–35.

II. Plaintiff’s and Counsel’s Role in Prosecuting and Settling the Action

8. Plaintiff and his counsel zealously have represented the interests of the proposed Settlement Class and committed substantial resources to the resolution of the Settlement Class’s claims.

9. Before filing the complaint, counsel undertook a robust forensic investigation into the factual issues raised in this litigation, including FloSports’ use of the Pixel. Counsel also researched the applicable law to determine how the privacy claims applied to these facts and to address FloSports’ potential defenses.

10. After filing the complaint, counsel undertook additional efforts to prosecute Plaintiff’s claim, including preparation of an opposition to FloSports’ motion to dismiss, amendment of the complaint, and negotiation of a stipulated protective order.

11. In January 2023, the parties began mediation before the Honorable Wayne R. Andersen (Ret.). At Judge Andersen’s request, the parties prepared and reviewed detailed mediation statements and other supporting materials outlining their respective legal positions regarding the merits of Plaintiff’s claims, Rule 23 considerations, and the scope of damages.

12. On April 24, 2023, the parties participated in a day-long mediation before Judge Anderson. During that mediation, the parties informally shared additional information, including

via direct communications between counsel in the presence of the mediator, regarding FloSports' data bearing on the merits of Plaintiff's claims and the size and nature of the class. That data showed, among other things, that approximately 639,000 FloSports subscribers accessed prerecorded videos on FloSports' website during the relevant time period, although not every one of those subscribers necessarily is a Settlement Class Member (for example, some may not have had a Facebook account). Even so, the proposed Settlement Class likely numbers in the hundreds of thousands.

13. During the mediation, FloSports presented information regarding its financial condition. That information called into question FloSports' ability to satisfy an adverse monetary judgment, showed that a verdict in favor of the Class in the full amount of claimed damages most likely would force FloSports into bankruptcy, with the Class in an unsecured position that may be junior to a significant amount of secured senior bank loan facilities and other junior secured debt. The information also showed that FloSports' ability to fund a settlement likely would weaken over time. This corroborated other research Plaintiff had been and continued to maintain and develop about the defendant, a private company.

14. Although the parties were unable to reach an agreement on the day of the mediation, they continued determined negotiations through Judge Andersen in the weeks that followed. On May 9, 2023, with the consent of the parties, Judge Andersen made a double-blind mediator's proposal. The parties accepted the mediator's proposal on May 11, 2023.

15. On May 26, 2023, the parties agreed to and executed a term sheet and proceeded to negotiate and draft a long form settlement agreement.

16. On July 21, 2023, the parties finalized and executed the proposed Settlement.

17. In sum, the parties agreed to the terms of the Settlement through experienced

counsel (*see* Section V, *infra*) who possessed all the information necessary to evaluate the case, determine the contours of the proposed Settlement Class, and reach a fair and reasonable compromise after negotiating the terms of the Settlement at arm's length and with the assistance of a neutral mediator.

18. Further, Plaintiff's counsel have vigorously represented the Class in this Action and will continue to do so after preliminary and final approval of the Settlement (if approved). Our efforts on behalf of the proposed Settlement Class include (as noted in part above):

- (i) conducting a thorough pre-suit investigation that resulted in the preparation of a detailed complaint; (ii) analyzing the legal arguments raised in FloSports' motion to dismiss and preparing an amended complaint; (iii) gathering Plaintiff's documents and relevant information; (iv) preparing mediation statements that addressed FloSports' legal arguments and potential defenses; (v) requesting and reviewing relevant informal discovery during mediation; (vi) participating in mediation and extensive subsequent settlement discussions; and (vii) achieving a very favorable Settlement on behalf of the Settlement Class.

19. Plaintiff, meanwhile, has been actively engaged in this matter since its inception. He provided pertinent information to counsel regarding his FloSports subscription and Facebook account. He has stayed informed about the case, worked with counsel to prepare and review the complaints and other pleadings, and has communicated regularly with counsel throughout the case, up to and including evaluation and approval of the proposed Settlement.

III. Recommendation of Counsel

20. Based on thorough examination and investigation of the facts and law relating to Plaintiff's claims on behalf of the Settlement Class, including the information exchanged before and during mediation, we believe the proposed Settlement is in the best interest of the Settlement

Class. Our investigation informed us about the strengths and weaknesses of Plaintiff's claims, as well as FloSports' defenses, and allowed us to conduct an informed, fair, and objective evaluation of the value and risks of continued litigation.

21. We recognize that despite our belief in the strength of Plaintiff's claims, and Plaintiff's and the proposed Class's ability to secure a judgment and award of statutory damages under the VPPA, the expense, duration, and complexity of protracted litigation would be substantial and the outcome uncertain.

22. We also are mindful that absent the proposed Settlement, FloSports' defenses and/or its financial condition could deprive the Plaintiff and the proposed Settlement Class of any potential relief whatsoever. FloSports would continue to challenge liability, would oppose class certification vigorously, and would prepare a competent defense at trial. FloSports also could appeal any adverse decision on the merits, or challenge the award of statutory damages on due process grounds.

23. In our professional opinion, the relief provided by the proposed Settlement is fair, adequate, reasonable, and in the best interests of the Settlement Class, and we respectfully recommend it to the Court for its preliminary (and, ultimately final) approval. Plaintiff's counsel have conferred with Plaintiff, Christopher J. Fiorentino, who also supports the proposed Settlement.

IV. Selection of Settlement Administrator

24. To select a settlement administrator, we solicited bids from three well-known and experienced administrators. Specifically, we required that any proposal employ contemporary methods of notice to ensure the broadest and most effective reach possible.

25. After considering the bids, we selected Epiq Class Action and Claims Solutions, Inc. (“Epiq”), based in part on its vast experience in similar class actions and a notice plan proposal that includes innovative, thoughtful, and technologically sophisticated means of providing notice to settlement class members.

26. The cost of administering the Settlement will depend on a variety of factors, including the number of claims submitted by Settlement Class Members and whether we elect to provide reminder notices to Settlement Class Members. Assuming a claims rate of 5%, Epiq estimates the cost of administration at approximately \$125,000.

V. Roles and Qualifications of Counsel

27. During the course of this litigation, LCHB and CBP were joined by attorneys at the law firms of Burns Charest LLP, and Herrera Kennedy LLP, who also serve as counsel of record for Plaintiff in the Action. Specifically, as the attorneys with primary responsibility for the prosecution of this case, we worked in collaboration with those attorneys to represent the interests of Plaintiff and the proposed Settlement Class. Under the terms of the Settlement, attorneys from these four law firms are designated Class Counsel. *See* Settlement ¶ 1.5.

A. LCHB

28. Ms. Geman attests the facts set forth in this Section V.A.

29. I am a partner in LCHB’s Privacy/Cybersecurity, Consumer Practice, and Employment Law Practice Groups and the head of LCHB’s Whistleblower/False Claims Act Practice Group. I have 20 years of experience representing plaintiffs in complex plaintiff-side litigation. I am an AV-Preeminent rated attorney and presently serve as the Co-Chair of the Workplace and Occupational Health & Safety Committee of the ABA’s Labor and Employment

Section. I am a former Board Member of the New York Chapter of the National Employment Lawyers' Association and chaired its Amicus Committee from approximately 2019 to 2022. I have been named as one of Lawdragon's Leading 500 Plaintiffs' lawyers since 2018, in the categories of consumer (2022–2023), financial (2021–2023), and employment/civil rights (2018–2022). I was selected for inclusion by peers in The Best Lawyers in America in field of “Employment Law – Individuals,” from 2012 through 2023. In addition to other, earlier law honors listed at <https://www.lieffcabraser.com/attorneys/rachel-geman/>, I was awarded the Distinguished Honor Award, United States Department of State, 2001. I also am a trained community mediator.

30. I recently served as Co-Lead Class Counsel, along with Christopher Cormier of Burns Charest LLP and Shawn Kennedy of Herrera Kennedy LLP (who are among the proposed counsel for the class in this matter), in *In re Plaid Inc. Privacy Litigation*, No. 20-cv-03056 (N.D. Cal.), which is addressed below. I currently serve as Co-Lead Class Counsel for the Medical Monitoring Class in *In Re: Valsartan, Losartan, and Irbesartan Products Liability Litigation*, MDL 2875 (D.N.J.), an MDL that also has Economic Loss classes and personal injury plaintiffs. I am one of the lawyers representing a class of female financial professionals at Goldman Sachs who settled their gender discrimination claims for \$215 million and practice changes in 2023, *see Chen-Oster v. Goldman Sachs*, No. 10-cv-06950 (S.D.N.Y.); the court awarded preliminary settlement approval and the final approval hearing is scheduled for later this year. More information about my recent representations can be found at: <https://www.lieffcabraser.com/attorneys/rachel-geman/>.

31. I worked on this case with, among other associates and staff, my law partner Mike Sheen. Mr. Sheen received his J.D. in 2012 from the University of California, Berkeley. His

practice centers on consumer and data privacy fraud matters, as well as securities and financial fraud. Prior to joining LCHB in 2018, Mr. Sheen served as a law clerk to the Honorable Dale A. Drozd of the U.S. District Court for the Eastern District of California. He also was an associate at Milbank, Tweed, Hadley & McCloy LLP, where his practice focused on intellectual property and commercial litigation.

32. LCHB is one of the oldest, largest, most-respected, and most-successful law firms in the country representing plaintiffs in class actions, and it brings to the table a wealth of class action experience. Attached hereto as **Exhibit 1** is a true and correct copy of LCHB's current firm resume, which describes some of the firm's experience in complex and class action litigation, with an emphasis on cybersecurity and data privacy cases, and gives biographical information about attorneys at the firm. This resume is not a complete listing of all cases in which LCHB has been class counsel or otherwise counsel of record.

33. LCHB has extensive experience litigating and settling consumer and privacy class actions and other complex matters, and it has played a lead role in prosecuting numerous privacy class actions, including those below. Certain of these cases were or are co-counseled with the co-counsel in this matter, such as *Plaid* (with Burns Charest and Herrera Kennedy) and the certain cases to which Mr. Bates cites below as well (*e.g.*, *Facebook*, *LifeLock*).

- *In re Plaid Inc. Privacy Litigation*, No. 20-cv-03056 (N.D. Cal.). Co-Lead Class Counsel in nationwide class action alleging defendant misleadingly used login screens that looked like those of real banks to obtain and improperly use consumers' personal data. Achieved \$58 million settlement fund and injunctive relief to cease defendant's conduct and purge certain personal data.
- *Rushing v. The Walt Disney Company, et al.*, No. 17-cv-04419 (N.D. Cal.); *Rushing v. Viacom, Inc., et al.*, No. 17-cv-04492 (N.D. Cal.); and *McDonald, et al. v. Kiloo Aps, et al.*, No. 17-cv-04344 (N.D. Cal.). Co-Lead Class Counsel in federal class actions alleging certain app developers unlawfully collected,

used, and disseminated children's personal information. Achieved injunctive relief requiring defendants to tracking children across apps and the internet for advertising purposes.

- *In re Google Location History Litigation*, No. 18-cv-05062 (N.D. Cal.). Co-Lead Class Counsel in active nationwide class action alleging Google surreptitiously tracked the location of millions of mobile device users.
- *Campbell v. Facebook*, No. 13-cv-05996 (N.D. Cal.). Co-Lead Class Counsel in nationwide class action alleging Facebook intercepted data in users' personal and private messages and profited by sharing the information with third parties. Achieved injunctive relief to improve Facebook's consumer-facing disclosures and cessation of the challenged practices.
- *Perkins v. LinkedIn Corporation*, No. 13-cv-04303 (N.D. Cal.). Co-Lead Class Counsel in nationwide class action alleging LinkedIn used its members' names and likenesses without their consent to advertise and endorse the social network. Achieved \$13 million settlement and injunctive relief targeting LinkedIn's disclosures and functionality.
- *Corona v. Sony Pictures Entertainment, Inc.*, No. 14-cv-09600 (C.D. Cal.). Co-Lead Class Counsel in nationwide class action alleging inadequate security measures by Sony enabled cyber theft of employee data. Achieved injunctive relief, credit monitoring, and \$8 million fund.
- *Ebarle et al. v. LifeLock Inc.*, No. 15-cv-00258 (N.D. Cal.). Co-Lead Class Counsel in nationwide class action alleging that, contrary to representations, LifeLock failed to protect the personal information of its subscribers. Achieved \$68 million settlement.
- *Matera v. Google LLC*, No. 15-cv-04062 (N.D. Cal.). Co-Lead Class Counsel in nationwide class action alleging that Google improperly intercepted contents of e-mail messages belonging to non-Gmail users. Achieved injunctive relief requiring cessation of the challenged practices.
- *In re Intuit Data Litigation*, No. 15-cv-01778 (N.D. Cal.). On the Executive Committee in nationwide class action alleging that Intuit's policies and security measures enabled and encouraged tax refund fraud. Achieved credit monitoring, identity restoration services, and injunctive relief requiring cybersecurity enhancements.
- *In re Anthem Data Breach Litig.*, No. 15-cv-02617 (N.D. Cal.). On the Executive Committee for multidistrict litigation alleging that deficient cybersecurity measures compromised sensitive personal identifying information of more than 80 million persons. Achieved \$115 million settlement fund and injunctive relief targeting Anthem's cybersecurity practices.

B. CBP

34. Mr. Bates attests the facts set forth in this Section V.B.

35. I graduated from Harvard College in 1987 and the Vanderbilt University School of Law in 1992. Since at least 1998, I have almost exclusively represented plaintiffs in complex litigation and consumer protection class actions. I have served as plaintiffs' class counsel in numerous consumer class action cases achieving significant recoveries on behalf of my clients.

36. Carney Bates & Pulliam, PLLC has extensive experience in data breach and data privacy litigation. I was appointed to the Plaintiffs' Steering Committee in *In re: The Home Depot, Inc., Customer Data Security Breach Litigation*, No. 14-md-02583 (N.D. Ga.), an MDL class action brought on behalf of injured financial institutions in the wake of a massive retailer data breach. A settlement, with a common fund of \$25 million and an additional fund of \$2.25 million for distribution to financial institutions whose claims were purportedly released by third-party sponsors, was granted final approval on September 22, 2017. I served as counsel for the lead plaintiff in *In re: Target Corporation Customer Data Security Breach Litigation*, 14-cmd-02522 (D. Minn.), successfully representing Umpqua Bank and a class of financial institution plaintiffs over injuries suffered from one of the largest data breaches in history. A settlement, valued at \$39.4 million, was granted final approval by the Court on May 12, 2016.

37. In addition, I was appointed by the court as co-lead counsel in *Matthew Campbell, et al. v. Facebook, Inc.*, 13-cv-05996 (N.D. Cal.), a class action involving allegations of e-mail interception and violations of federal anti-wiretapping laws. Final approval of an injunctive relief settlement, securing disclosures and limitations on Facebook's interception and use of private message content, was granted on August 18, 2017. Similarly, in *Daniel Matera, et al. v. Google, Inc.*, 15-cv-04062 (N.D. Cal.), I served as co-lead counsel in a class action involving

allegations of e-mail interception and violation of state and federal anti-wiretapping laws. A settlement, requiring Google to stop using content derived from e-mail transmissions for user profiling and targeted advertising, was granted final approval on February 9, 2018. In addition, CBP served as lead counsel in *Econo-Med Pharmacy, Inc. v. Roche Diagnostics Corporation*, 16-cv-00789 (S.D. Ind.), representing a class of pharmacies in a Telephone Consumer Protection Act (“TCPA”) litigation resulting in a \$17 million settlement, which was granted final approval on September 21, 2017. Additionally, CBP served as lead counsel in *ARcare, Inc. v. Qiagen North America Holdings, Inc., et al.*, No. 43CV-17-46 (AR, Lonoke Co. Cir. Ct.), representing a class of pharmacies in a TCPA litigation resulting in a \$15.5 million settlement, which was granted final approval on December 3, 2018.

38. CBP represented the State of New Mexico in three actions focused on protecting children online through enforcement of the Children’s Online Privacy Protection Act. Two of those actions—*State of New Mexico v. Tiny Lab Productions, et al.*, No. 18-cv-00854 (D.N.M.), and *State of New Mexico v. Google*, No. 20-cv-00143—resolved in 2021 with Google making substantial changes to ensure that its advertising network does not engage targeted advertising in apps that have been identified as child-directed in Google Play, and creating and contributing \$3,850,000 to the New Mexico Kid’s Initiative to fund efforts to promote education, privacy, and online safety for New Mexico children. The third action—*State of New Mexico v. Rovio Entertainment Corp.*, No. 21-cv-00824—resolved in 2023 with Rovio agreeing to add an age gate to prevent targeted advertising to children in its Angry Birds franchise (one of the most downloaded gaming apps in the world) and to contribute an additional \$3,132,830 to the Kid’s Initiative.

39. Beyond the firm’s work in the digital privacy arena, CBP has prosecuted

numerous lawsuits against some of the largest financial service companies in connection with their practice of deceptively marketing and implementing Payment Protection Plans, recovering over \$100 million for credit card holders in multiple actions against Bank of America (“BofA”), Capital One, Chase, Discover and HSBC. (CBP and LCHB co-counseled on certain of these matters, specifically with Ms. Geman on BofA, Discovery, and HSBC.) CBP served as co-lead counsel in *Williams v. State Farm Mutual Automobile Insurance Company*, 11-cv-00749 (E.D. Ark.), which resulted in a recent settlement of \$21.7 million with 7,635 individuals receiving 100% recovery plus 6% prejudgment interest while releasing no claims or rights (other than named plaintiffs). The firm served as co-lead counsel in *Ebarle, et al. v. LifeLock, Inc.*, 15-cv-00258 (N.D. Cal.), a class action on behalf of customers of the identity theft protection service, arising from claims that LifeLock delivered false statements about its services and failed to alert customers on a timely basis of potential identity theft. A nationwide settlement of \$68 million was granted final approval in September 2016. The firm also served as counsel in *Wayne Miner et al. v. Philip Morris USA Inc.*, No. 60CV-03-4661 (AR, Pulaski Co. Cir. Ct.), a class action brought on behalf of Arkansas smokers over claims that the defendant misrepresented the safety of its “light” cigarette products, which settled in 2016 for \$45 million.

40. Attached hereto as **Exhibit 2** is a true and correct copy of my firm’s resume, which provides details of my firm’s practice and achievements, particularly in the class action context, as well as biographies of myself and my partners and colleagues.

C. Other Plaintiff’s Counsel

41. **Burns Charest LLP** (“BC”) is a boutique trial firm that represents individuals, businesses, and classes in complex, high-value disputes, primarily in the fields of antitrust, privacy, intellectual property, energy, and mass torts. Founded in 2015 by former Susman

Godfrey LLP partners and associates, BC's partnership now includes former partners of other prominent firms like Arnold & Porter LLP, Boies Schiller Flexner LLP, and Cohen Milstein Sellers & Toll PLLC. With offices in Dallas, New Orleans and Washington, DC, the firm has quickly gained a reputation as one of the preeminent complex plaintiff-side litigation firms in the nation.

42. BC has obtained judgments and settlements approaching \$1 billion dollars for their clients as lead counsel in various class actions and mass torts and for individual and corporate clients in various business disputes. In just the past two years alone, the firm has obtained significant settlements in nationwide antitrust and privacy class actions, including a \$609 million class-wide settlement as co-lead counsel in *In re: EpiPen (Epinephrine Injection, USP) Mktg., Sales Pracs. & Antitrust Litig.*, 17-md-2785 (D. Kan.), and a \$58 million class-wide settlement and valuable injunctive relief as co-lead class counsel in *In re Plaid Inc. Privacy Litigation*, No. 20-cv-03056 (N.D. Cal.). During that same period, the firm earned a \$41 million judgment in Colorado state court in *GT Resources LLC v. Black Hills Corp.*, No. 2020CV3075 (Denver Co. Dist. Ct.), following a seven-day trial asserting claims for breach of contract and business torts arising out of an international business dispute in the energy field that the *National Law Journal* ranked as the nation's 83rd largest jury verdict and the fifth largest business law verdict in 2022. The firm's lead partner on this matter, Christopher J. Cormier, served on the plaintiffs' leadership team in *In re Plaid Inc. Privacy Litigation* and co-lead trial counsel in *GT Resources LLC v. Black Hills Corp.*

43. Finally, BC and its lawyers have been repeatedly ranked by preeminent legal publications such as Benchmark Litigation, Best Lawyers in America, Chambers and Partners, Global Competition Review, Lawdragon, and Super Lawyers. Mr. Cormier, for his part, has

been named to the following lists three years running: Lawdragon 500 Leading Plaintiff Financial Lawyers; Lawdragon 500 Leading Plaintiff Consumer Lawyers; Best Lawyers in America (Antitrust and Commercial Litigation), and Global Competitions Review's Who's Who Legal: Plaintiffs' Competition. More information on BC can be found at the firm's website, <https://burnscharest.com>.

44. **Herrera Kennedy LLP** ("HK") is a litigation firm that routinely leads high-stakes, novel, and complex contingency and class action cases. HK's partners have been entrusted with leadership roles in significant antitrust and consumer class actions and have discovered, initiated, and pursued groundbreaking *qui tam* actions alleging anticompetitive conduct by some of the largest and most well-represented companies in the world. Over the last three years, HK's partners have recovered over \$200 million in damages on behalf of injured consumers in exceedingly large and complicated class actions. More information on HK can be found at the firm's website, <http://herrerakennedy.com>.

We declare under penalty of perjury of the laws of the United States that the foregoing is true and correct

Executed on this 26th day of July, 2023, at Brooklyn, New York, and Little Rock, Arkansas.

By: /s/ Rachel Geman
Rachel Geman

By: /s/ Hank Bates
Hank Bates

Exhibit 1

Lieff Cabraser Firm Resume

Lieff Cabraser Heimann & Bernstein, LLP is a 125+ attorney AV-rated law firm founded in 1972 with offices in San Francisco, New York, Nashville, and Munich. We have a diversified practice successfully representing plaintiffs throughout the U.S. and Europe in the fields of personal injury and mass torts, securities and financial fraud, employment discrimination and unlawful employment practices, product defect, consumer protection, antitrust, environmental and toxic exposures, False Claims Act, digital privacy and data security, abuse and sexual abuse cases, and civil and human rights. Our clients include individuals, classes, and groups of people, businesses, and public and private entities.

Lieff Cabraser has served as Court-appointed Plaintiffs' Lead or Class Counsel in state and federal coordinated, multi-district, and complex litigation throughout the United States. The Firm has, often with co-counsel, represented clients from across the globe in cases filed in American Courts and in foreign jurisdictions.

Lieff Cabraser has litigated and resolved thousands of individual lawsuits and hundreds of class and group actions, including some of the most important civil cases in the United States over the past five decades. Lieff Cabraser has assisted its clients in recovering over \$129 billion in verdicts and settlements. Thirty-one cases have been resolved for over \$1 billion; another sixty-one have resulted in verdicts or settlements at or in excess of \$100 million.

In August of 2022, The New York Law Journal selected Lieff Cabraser to receive the publication's "Litigation Department of the Year" award for Class Action Litigation. In January of 2021, The American Lawyer named Lieff Cabraser its "Boutique/Specialty Litigation Firm of the Year," and in December 2019, the publication included Lieff Cabraser in its "Top 50 Litigation Departments in the U.S.," the only all-plaintiff-side litigation firm included among the firms recognized. Law360 selected Lieff Cabraser as one of the "Top 50 Law Firms Nationwide for Litigation" and separately named our firm one of five "2017 California Powerhouses," the only plaintiffs' firm on the list.

U.S. News and Best Lawyers named Lieff Cabraser as a "Law Firm of the Year" for five consecutive years, and the firm has received a number of other recent honors and awards, including a 14-consecutive year selection by the National Law Journal to its "Elite Trial Lawyers." We have also been recognized among Law360's "Most Feared Plaintiffs' Firms, and Benchmark Litigation's "Top 10 Plaintiffs Firms in America," as well as being named Benchmark's 2019, 2020, and 2021 "California Plaintiff Firm of the Year."

This Firm Resume summarizes Lieff Cabraser's extensive and varied cases, including past successes and active matters; identifies the Firm's lawyers with links to their full biographies; and describes the Firm's community and legal organization engagement.

LIEFF CABRASER FIRM RESUME – Table of Contents

CYBERSECURITY AND DATA PRIVACY
CASE PROFILES

LAWYER PROFILES

LIEFF CABRASER IN THE COMMUNITY

SAN FRANCISCO
NEW YORK
NASHVILLE
MUNICH

lieffcabraser.com

**Lieff
Cabraser
Heimann &
Bernstein**

Attorneys at Law

CYBERSECURITY & DATA PRIVACY

Lieff Cabraser's Privacy & Cybersecurity practice group is a nationally-recognized leader in the pursuit of preserving individual privacy against the pervasive intrusions of digital technology into all aspects of our daily lives. Our firm has a proven track record of successfully taking-on the powerhouses of "big data" and social media. The Privacy & Cybersecurity practice group's honors include the National Law Journal's 2019 Elite Trial Lawyers award for privacy and data breach litigation and Law360's 2017 Data Privacy Practice Group of the Year.

Representative Current Cases

CHABAK V. SOMNIA, NO. 22-CV-9341 (S.D.N.Y.).

Lieff Cabraser serves as Co-Lead Counsel in class action litigation against Somnia, Inc., an anesthesiology services provider and practice management company that manages numerous anesthesiology providers, and individual anesthesiology providers for a 2022 data breach that impacted the personally identifiable information and private health information of almost half a million patients. Plaintiffs allege that Somnia and the anesthesiology providers Somnia manages failed to fulfill their legal duty to protect customers' sensitive personal, financial, and health information by implementing insufficient data security practices and providing insufficient notice after the breach. The complaint asserts claims for negligence, negligence per se, breach of confidence, unjust enrichment, and violations of numerous California consumer protection statutes. Parties are

currently briefing defendants' motion to dismiss.

JACKSON V. MANAGED CARE OF NORTH AMERICA, INC., 23-CV-61173 (S.D. FLA.).

In June 2023, Lieff Cabraser sued Managed Care of North America following a 2023 healthcare data breach of more than 9 million customers' personal, private, and highly-sensitive medical information. The complaint alleges that Managed Care failed to fulfill its legal duty to protect its customers' sensitive personal and health information, causing class members' personally identifying information to be exfiltrated by ransomware threat actors and put for sale on the so-called "dark web." The case is pending in the Southern District of Florida before Judge Raag Singhal.

BALDERAS V. TINY LAB PRODUCTIONS, ET AL., CASE 6:18-CV-00854 (D. NEW MEXICO)

Lieff Cabraser, with co-counsel, is working with the Attorney General of the State of New Mexico to represent parents, on behalf of their children, in a federal lawsuit seeking to protect children in the state from a foreign developer of child-directed apps and its marketing partners, including Google's ad network, Google AdMob. The lawsuit alleges that Google, child-app developer Tiny Lab Productions, and their co-defendants surreptitiously harvested children's personal information for profiling

and targeting children for commercial gain, without adequate disclosures and verified parental consent. When children played Tiny Lab's gaming apps on their mobile devices, Defendants collected and used their personal data, including geolocation, persistent identifiers, demographic characteristics, and other personal data in order to serve children with targeted advertisements or otherwise commercially exploit them.

The apps at issue, clearly and indisputably designed for children, include Fun Kid Racing, Candy Land Racing, and GummyBear and Friends Speed Racing. The action largely survived a motion to dismiss in 2020 and a motion for reconsideration of the same in 2021, and seeks redress under the federal Children's Online Privacy Protection Act and the common law. The State settled with Google in December 2021.

IN RE GOOGLE LLC STREET VIEW ELECTRONIC COMMUNICATIONS LITIGATION, NO. 3:10-MD-021784-CRB (N.D. CAL.)

Lieff Cabraser represents individuals whose right to privacy was violated when Google intentionally equipped its Google Maps "Street View" vehicles with Wi-Fi antennas and software that collected data transmitted by those persons' Wi-Fi networks located in their nearby homes. Google collected not only basic identifying information about individuals' Wi-Fi networks, but also personal, private data



being transmitted over their Wi-Fi networks such as emails, usernames, passwords, videos, and documents. Plaintiffs allege that Google's actions violated the federal Wiretap Act, as amended by the Electronic Communications Privacy Act. On September 10, 2013, the Ninth Circuit Court of Appeals held that Google's actions are not exempt from the Act.

On March 20, 2020, U.S. District Judge Charles R. Breyer granted final approval to a \$13 million settlement over Google's illegal gathering of network data via its Street View vehicle fleet. Given the difficulties of assessing precise individual harms, the innovative settlement, which is intended in part to disincentivize companies like Google from future privacy violations, will distribute its monies to eight nonprofit organizations with a history of addressing online consumer privacy issues. Judge Breyer's order to distribute the settlement funds to nonprofit organizations is currently on appeal.

IN RE GOOGLE LLC LOCATION HISTORY LITIGATION, NO. 5:18-CV-05062-EJD (N.D. CAL.)

Lieff Cabraser serves as Co-Lead Interim Class Counsel representing individuals whose locations were tracked, and whose location information was stored and used by Google for its own purposes after the consumers disabled a feature that was supposed to prevent Google from storing a record of their locations. Plaintiffs allege that, for



years, Google deliberately misled its users that their "Location History" settings would prevent Google from tracking and storing a permanent record of their movements, when in fact despite users' privacy settings, Google did so anyway. Plaintiffs allege that Google's conduct violates its users' reasonable expectations of privacy and is unlawful under the California Constitutional Right to Privacy and the common law of intrusion upon seclusion, as well as giving rise to claims for unjust enrichment and disgorgement.

IN RE: MARRIOTT INT'L CUSTOMER DATA SEC. BREACH LITIG., NO. 19-MD-2879 (D. MD.)

Lieff Cabraser serves as a member of the Steering Committee in class action litigation against Marriott International Inc. and Accenture PLC for a 2018 data breach of Starwood Hotels affecting more than 100 million U.S. citizens. Plaintiffs allege that Marriott failed to fulfill its legal duty to protect its customers' sensitive personal and financial information, causing class members' personally identifying information, including credit cards and passport numbers, to be exfiltrated by cybercriminals. In May 2022, then-U.S. District Court Judge Paul Grimm granted in part Plaintiffs' class certification motion, certifying three damages classes and four issues classes. Judge Grimm's class certification order is presently on appeal to the Fourth Circuit.

IN RE: AMERICAN MEDICAL COLLECTION AGENCY, INC., CUSTOMER DATA SEC. BREACH LITIG., NO. 19-MD-2904 (D. N.J.)

Lieff Cabraser serves as Co-Lead Counsel on the Quest track in class action litigation against Quest Diagnostics Inc., Laboratory Corporation of America, and other blood testing and diagnostic companies that shared, or facilitated the sharing of, customers' personal identifying financial and health information with a third-party debt collector American Medical



Collection Agency that was breached. Plaintiffs allege that Quest (and other blood-testing labs) failed to fulfill its legal duty to protect customers' sensitive personal, financial, and health information by sharing it with a third-party that lacked adequate data security. The complaints against each lab company allege that they were negligent, unjustly enriched, and violated numerous state consumer protection statutes. In December 2021, the Court denied Defendants' motions to dismiss in part and granted Plaintiffs leave to replead their dismissed claims; the case is in discovery.

GOOGLE VIRUS-TRACING APP DATA EXPOSURE

Lieff Cabraser represents Android users in a data privacy class action against Google over reports that a COVID-19 contact-tracing app co-created by the search giant improperly exposed users' private data. The suit alleges that a security flaw in Google's app gave third parties access to users' protected personal medical information.

In October 2022, the judge overseeing the case signaled that he will likely grant final approval to a proposed settlement that would require Google to fix any related medical privacy intrusions, create a way to find and eliminate any data it may have improperly obtained/provided, and confirm that certain security measures are and will remain in place to better protect the privacy of contract tracing app users going forward.

CYBERSECURITY & DATA PRIVACY

Representative Achievements & Successes

IN RE PLAID INC. PRIVACY LITIG., NO. 4:20-CV-03056 (N.D. CAL.)

Lieff Cabraser served as Co-Lead Interim Class Counsel in a class action lawsuit alleging that financial tech company Plaid Inc. invaded consumers' privacy in their financial affairs. Plaid provides third-party bank account authentication services for several well-known payment apps, such as Venmo, Coinbase, Square's Cash App, and Stripe. Plaintiffs alleged that Plaid uses login screens that misleadingly look like those of real banks to obtain consumers' banking account credentials, and subsequently used consumers' credentials to access their bank accounts and improperly take their banking data. Plaintiffs argued that Plaid's intrusions violated established social norms, and exposed consumers to additional privacy risks. The lawsuit asserted claims under state and federal consumer protection and privacy laws. In July 2022, the court granted final approval to a \$58 million settlement that included injunctive relief to stop the conduct and purge all improperly obtained data.

MCDONALD, ET AL. V. KILOO A/S, ET AL., NO. 3:17-CV-04344-JD; RUSHING, ET AL. V. THE WALT DISNEY CO., ET AL., NO. 3:17-CV-04419-JD; RUSHING V. VIACOMCBS, ET AL., NO. 3:17-CV-04492-JD (N.D. CAL.)

Lieff Cabraser represents parents, on behalf of their children, in federal class

action litigation against numerous online game and app producers including Disney, Viacom, and the makers of the vastly popular Subway Surfers game (Kiloo and Sybo), over allegations the companies unlawfully collected, used, and disseminated the personal information of children who played the gaming apps on smart phones, tablets, and other mobile device. The actions proceeded under time-honored laws protecting privacy: a California common law invasion of privacy claim, a California Constitution right of privacy claim, a California unfair competition claim, a New York General Business Law claim, a Massachusetts Unfair and Deceptive Trade Practices claim, and a Massachusetts statutory right to privacy claim.

In April 2021, U.S. District Judge James Donato granted final approval to settlements in the three related child privacy class action lawsuits addressing the illegal collection and monetization of personal data from children in mobile apps. The 16 settlements provide stringent and wide-ranging privacy protections and meaningful changes to defendants' business practices, ensuring participants in the largely unpoliced mobile advertising industry proactively protect children's privacy in thousands of apps popular with children. Under the settlements, which The New York Times stated "could reshape the entire children's app market," Disney, Viacom, and others as well as their advertising technology partners must stop tracking children across apps and the internet for advertising purposes.

IN RE INTUIT DATA LITIG., NO. 5:15-CV-01778-EJD (N.D. CAL.)

Lieff Cabraser represented identity theft victims in a nationwide

class action lawsuit against Intuit for allegedly failing to protect consumers' data from foreseeable and preventable breaches, and by facilitating the filing of fraudulent tax returns through its TurboTax software program. The complaint alleged that Intuit failed to protect data provided by consumers who purchased TurboTax, used to file an estimated 30 million tax returns for American taxpayers every year, from easy access by hackers and other cybercriminals. The complaint further alleged that Intuit was aware of the widespread use of TurboTax exclusively for the filing of fraudulent tax returns. Yet, Intuit failed to adopt basic cyber security policies to prevent this misuse of TurboTax. As a result, fraudulent tax returns were filed in the names of the plaintiffs and thousands of other individuals across America, including persons who never purchased TurboTax. In May 2019, Judge Edward J. Davila of the U. S. District Court for the Northern District of California granted final approval to a settlement that provided all class members who filed a valid claim with free credit monitoring and identity restoration services, and required Intuit to commit to security changes for preventing future misuse of the TurboTax platform.

IN RE ANTHEM, INC. DATA BREACH LITIG., NO. 5:15-MD-02617 (N.D. CAL.)

Lieff Cabraser served on the Plaintiffs' Steering Committee representing individuals in a class action lawsuit against Anthem for its alleged failure to safeguard and secure the medical records and other personally identifiable information of its members. The second largest health insurer in the U.S., Anthem provides coverage for 37.5 million Americans. Anthem's



customer database was allegedly attacked by international hackers on December 10, 2014. Anthem says it discovered the breach on January 27, 2015, and reported it about a week later on February 4, 2015. California customers were informed around March 18, 2015. The theft included names, birth dates, social security numbers, billing information, and highly confidential health information. The complaint charged that Anthem violated its duty to safeguard and protect consumers' personal information, and violated its duty to disclose the breach to consumers in a timely manner. In addition, the complaint charged that Anthem was on notice about the weaknesses in its computer security defenses for at least a year before the breach occurred.

In August 2018, Judge Lucy H. Koh of the U. S. District Court for the Northern District of California granted final approval to a class action settlement which required Anthem to undertake significant additional cybersecurity measures to better safeguard information going forward, and to pay \$115 million into a settlement fund from which benefits to settlement class members would be paid.

MATERA V. GOOGLE INC., NO. 5:15-CV-04062 (N.D. CAL.)

Lieff Cabraser served as Co-Lead Class Counsel representing consumers in a digital privacy class



action against Google Inc. over claims the popular Gmail service conducted unauthorized scanning of email messages to build marketing profiles and serve targeted ads. The complaint alleged that Google routinely scanned email messages that were sent by non-Gmail users to Gmail subscribers, analyzed the content of those messages, and then shared that data with third parties in order to target ads to Gmail users, an invasion of privacy that violated the California Invasion of Privacy Act and the federal Electronic Communications Privacy Act.

In February 2018, Judge Lucy H. Koh of the U. S. District Court for the Northern District of California granted final approval to a class action settlement. Under the settlement, Google made business-related changes to its Gmail service, as part of which, Google will no longer scan the contents of emails sent to Gmail accounts for advertising purposes, whether during the transmission process or after the emails have been delivered to the Gmail user's inbox. The proposed changes, which will not apply to scanning performed to prevent the spread of spam or malware, will run for at least three years.

CAMPBELL V. FACEBOOK, NO. 4:13-CV-05996 (N.D. CAL.)

Lieff Cabraser serves as Co-Lead Class Counsel in a nationwide class action lawsuit alleging that Facebook intercepts certain private data in users' personal and private messages on the social network and profits by sharing that information with third parties. When a user composes a private Facebook message and includes a link (a "URL") to a third party website, Facebook allegedly scans the content of the message, follows the URL, and searches for information to profile the message-sender's web



activity. This enables Facebook to data mine aspects of user data and profit from that data by sharing it with advertisers, marketers, and other data aggregators.

In December 2014, the Court in large part denied Facebook's motion to dismiss. In rejecting one of Facebook's core arguments, U.S. District Court Judge Phyllis Hamilton stated: "An electronic communications service provider cannot simply adopt any revenue-generating practice and deem it 'ordinary' by its own subjective standard." In August of 2017, Judge Hamilton granted final approval to an injunctive relief settlement of the action. As part of the settlement, Facebook has ceased the offending practices and has made changes to its operative relevant user disclosures.

EBARLE ET AL. V. LIFELOCK INC., NO. 3:15-CV-00258 (N.D. CAL.)

Lieff Cabraser represented consumers who subscribed to LifeLock's identity theft protection services in a nationwide class action fraud lawsuit. The complaint alleged LifeLock did not protect the personal information of its subscribers from hackers and criminals, and specifically that, contrary to its advertisements and statements, LifeLock lacked a comprehensive monitoring network, failed to provide "up-to-the-minute" alerts of suspicious activity, and did an inferior job of providing the same theft protection services that banks

and credit card companies provide, often for free. On September 21, 2016, U.S. District Judge Haywood Gilliam, Jr. granted final approval to a \$68 million settlement of the case.

IN RE CARRIER IQ PRIVACY LITIGATION, MDL NO. 2330 (N.D. CAL.)

Lieff Cabraser represented a plaintiff in Multi-District Litigation against Samsung, LG, Motorola, HTC, and Carrier IQ alleging that smartphone manufacturers violated privacy laws by installing tracking software, called IQ Agent, on millions of cell phones and other mobile devices that use the Android operating system. Without notifying users or obtaining consent, IQ Agent tracks users' keystrokes, passwords, apps, text messages, photos, videos, and other personal information and transmits this data to cellular carriers. In a 96-page order issued in January 2015, U.S. District Court Judge Edward Chen granted in part, and denied in part, defendants' motion to dismiss. Importantly, the Court permitted the core Wiretap Act claim to proceed as well as the claims for violations of the Magnuson-Moss Warranty Act and the California Unfair Competition Law and breach of the common law duty of implied warranty. In 2016, the Court granted final approval of a \$9 million settlement plus injunctive relief provisions.



PERKINS V. LINKEDIN CORP., NO. 13-CV-04303-LHK (N.D. CAL.)

Lieff Cabraser represented individuals who joined LinkedIn's network and, without their consent or authorization, had their names and likenesses used by LinkedIn to endorse LinkedIn's services and send repeated emails to their contacts asking that they join LinkedIn. On February 16, 2016, the Court granted final approval to a \$13 million settlement, one of the largest per-class member settlements ever in a digital privacy class action. In addition to the monetary relief, LinkedIn agreed to make significant changes to Add Connections disclosures and functionality. Specifically, LinkedIn revised disclosures to real-time permission screens presented to members using Add Connections, agreed to implement new functionality allowing LinkedIn members to manage their contacts, including viewing and deleting contacts and sending invitations, and to stop reminder emails from being sent if users have sent connection invitations inadvertently.

CORONA V. SONY PICTURES ENTERTAINMENT, NO. 2:14-CV-09660-RGK (C.D. CAL.)

Lieff Cabraser served as Plaintiffs' Co-Lead Counsel in class action litigation against Sony for failing to take reasonable measures to secure the data of its employees from hacking and other attacks. As a result, personally identifiable information of thousands of current and former Sony employees and their families was obtained and published on websites across the Internet. Among the staggering array of personally identifiable information compromised were medical records, Social Security Numbers, birth dates, personal emails, home addresses, salaries, tax information, employee evaluations, disciplinary actions, criminal background



checks, severance packages, and family medical histories. The complaint charged that Sony owed a duty to take reasonable steps to secure the data of its employees from hacking. Sony allegedly breached this duty by failing to properly invest in adequate IT security, despite having already succumbed to one of the largest data breaches in history only three years ago. In October 2015, an \$8 million settlement was reached under which Sony agreed to reimburse employees for losses and harm.

FIRM ATTORNEYS

PATRICK I. ANDREWS, Associate. *Office*: New York. *Practice Areas*: Consumer Protection, Defective Products, Environmental and Toxic Exposures, False Claims Act, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: University of California, Hastings College of the Law (J.D., *magna cum laude*, 2016); University of California, Berkeley (B.A. 2011). Full online bio: <https://lieffcabraser.com/attorneys/patrick-i-andrews/>

DONALD C. ARBITBLIT, Partner. *Office*: San Francisco. *Practice Areas*: Environmental and Toxic Exposures, Personal Injury and Products Liability. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D., 1979); Tufts University (B.S., *magna cum laude*, 1974). Full online bio: <https://lieffcabraser.com/attorneys/donald-c-arbitblit/>

TANYA ASHUR, Staff Attorney. *Office*: San Francisco. *Education*: Chicago-Kent College of Law (J.D., 2000); University of Illinois (B.A., 1997). Full online bio: <https://lieffcabraser.com/attorneys/tanya-ashur/>

EDWARD A. BAKER, Of Counsel. *Office*: New York. *Education*: University of Wisconsin-Madison Law School (J.D. cum laude, 2001); Yale University (M.A.); Tufts University (M.A.); Dartmouth College (B.A.). Full online bio: <https://www.lieffcabraser.com/attorneys/edward-baker/>

MICHELLE BAKER, Staff Attorney. *Office*: San Francisco. *Education*: University of California, Hastings College of the Law (J.D., 2003); University of California, San Diego (B.A., 1998). Full online bio: <https://lieffcabraser.com/attorneys/michelle-baker/>

PHILIPPE BENOIT, Staff Attorney. *Office*: San Francisco. *Education*: Boston College Law School (J.D., 2007); University of California, Los Angeles (B.A., 2001). Full online bio: <https://lieffcabraser.com/attorneys/philippe-benoit/>

IAN BENSBERG, Associate. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Cybersecurity and Data Privacy, Defective Products, Personal Injury and Products Liability. *Education*: Indiana University Maurer School of Law, Bloomington (J.D., *magna cum laude*, 2016); University of Chicago, Illinois (MA, 2011); University of North Carolina, Chapel Hill (B.A., 2008). Full online bio: <https://lieffcabraser.com/attorneys/ian-bensberg/>

KATHERINE LUBIN BENSON, Partner. *Office*: San Francisco. *Practice Areas*: Antitrust, Securities Fraud and Financial Fraud. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D., 2008); University of California Los Angeles (B.A., *cum laude*, 2005); Universidad de Sevilla (2003). Full online bio: <https://lieffcabraser.com/attorneys/katherine-l-benson/>

WILLIAM BERNSTEIN, Of Counsel. *Office*: San Francisco. *Practice Areas*: Antitrust, Consumer Protection, False Claims Act, Securities Fraud and Financial Fraud. *Education*: University of San Francisco (J.D., 1975); University of Pennsylvania (B.A., general honors, 1972). Full online bio: <https://lieffcabraser.com/attorneys/william-bernstein/>

ABBY BILKISS, Staff Attorney. *Office*: San Francisco. *Education*: University of California, Hastings College of the Law (J.D., 2003); University of California, Berkeley (M.A., 2007); Willamette University (B.S., *cum laude*, 2000).

Full online bio: <https://lieffcabraser.com/attorneys/abby-bilkiss/>

KEVIN R. BUDNER, Partner. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Defective Products, False Claims Act, Personal Injury and Products Liability. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D. 2012); University of California Hastings College of the Law (2009-2010); Wesleyan University (B.A., 2005).

Full online bio: <https://lieffcabraser.com/attorneys/kevin-r-budner/>

MATIAS BUSTAMANTE, Staff Attorney. *Office*: San Francisco. *Education*: University of Southern California Gould School of Law (J.D., 2011), California State University, Fresno (B.A., *summa cum laude*, 2008).

Full online bio: <https://lieffcabraser.com/attorneys/matias-bustamante/>

KENNETH S. BYRD, Partner. *Office*: Nashville. *Practice Areas*: Consumer Protection, Defective Products. *Education*: Boston College Law School (J.D., *cum laude*, 2004), Samford University (B.S., *cum laude*, 1995).

Full online bio: <https://lieffcabraser.com/attorneys/kenneth-s-byrd/>

ELIZABETH J. CABRASER, Partner. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Defective Products, Personal Injury and Products Liability, Securities Fraud and Financial Fraud, Survivor Rights and Advocacy. *Education*: University of California, Berkeley, School of Law (Berkeley Law), Berkeley, California (J.D., 1978); University of California at Berkeley (A.B., 1975).

Full online bio: <https://lieffcabraser.com/attorneys/elizabeth-j-cabraser/>

LINDSAY CARR, Staff Attorney. *Office*: San Francisco. *Education*: Tulane Law School (J.D., 2008), California State University at Monterey Bay (B.S., 2005).

Full online bio: <https://lieffcabraser.com/attorneys/lindsay-carr/>

MARK P. CHALOS, Managing Partner, Nashville Office. *Practice Areas*: Consumer Protection, Defective Products, Employment Discrimination and Unfair Employment Practices, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: Emory University School of Law (J.D., 1998); Vanderbilt University (B.A., 1995).

Full online bio: <https://lieffcabraser.com/attorneys/mark-p-chalos/>

LIN Y. CHAN, Partner. *Office*: San Francisco. *Practice Areas*: Antitrust, Employment Discrimination and Unfair Employment Practices, False Claims Act. *Education*: Stanford Law School (J.D. 2007); Wellesley College (B.A., *summa cum laude*, 2001).

Full online bio: <https://lieffcabraser.com/attorneys/lin-y-chan/>

VICTORIA A. CHINN, Staff Attorney. *Office*: San Francisco. *Education*: University of San Francisco School of Law (J.D., 1999), University of California, Davis (B.A., 1991).

Full online bio: <https://lieffcabraser.com/attorneys/victoria-a-chinn/>

DANIEL P. CHIPLOCK, Partner. *Practice Areas*: Consumer Protection, Securities Fraud and Financial Fraud. *Education*: Stanford Law School (J.D., 2000); Columbia University (B.A., *summa cum laude*, 1994).

Full online bio: <https://lieffcabraser.com/attorneys/daniel-p-chiplock/>

BRITT CIBULKA, Staff Attorney. *Office*: San Francisco. *Education*: Northwestern University School of Law (J.D., 1999); Kalamazoo College (B.A., 1991).

Full online bio: <https://lieffcabraser.com/attorneys/britt-cibulka/>

CHRISTOPHER COLEMAN, Associate. *Office*: Nashville. *Practice Areas*: Consumer Protection, Civil/Human Rights and Social Justice, Defective Products, False Claims Act, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: Northwestern University School of Law (J.D., *cum laude*, 2003); Tilburg University, Tilburg, The Netherlands; Catholic University of Leuven, Leuven, Belgium, 2002; Northwestern University Graduate School (M.A., 2000); University of Virginia (M.A., English, 1995); Vanderbilt University (B.A., *magna cum laude*, 1993).

Full online bio: <https://lieffcabraser.com/attorneys/christopher-e-coleman/>

DOUGLAS CUTHBERTSON, Partner. *Practice Areas*: Consumer Fraud, Cybersecurity and Data Privacy, Securities Fraud and Financial Fraud. *Education*: Fordham University School of Law (J.D., *cum laude*, 2007); Bowdoin College (B.A., *summa cum laude*, 1999).

Full online bio: <https://lieffcabraser.com/attorneys/douglas-cuthbertson/>

JALLÉ DAFA, Associate. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Cybersecurity and Data Privacy, Survivor Rights and Advocacy. *Education*: University of California, Berkeley School of Law (J.D., 2011); Brown University (B.A., 2007).

Full online bio: <https://lieffcabraser.com/attorneys/jalle-dafa/>

KELLY M. DERMODY, Managing Partner, San Francisco Office. *Practice Areas*: Consumer Protection, Cybersecurity and Data Privacy, Employment Discrimination and Unfair Employment Practices, Survivor Rights and Advocacy. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D. 1993); Harvard University (A.B., *magna cum laude*, 1990).

Full online bio: <https://lieffcabraser.com/attorneys/kelly-m-dermody/>

NIMISH R. DESAI, Partner. *Office*: San Francisco. *Practice Areas*: Cybersecurity and Data Privacy, Defective Products, False Claims Act, Personal Injury and Product Liability. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D., 2006) University of Texas, Austin, (B.S. & B.A., High Honors, 2002).

Full online bio: <https://lieffcabraser.com/attorneys/nimish-r-desai/>

NICHOLAS DIAMAND, Partner. *Office*: New York. *Practice Areas*: Consumer Protection, Cybersecurity and Data Privacy, Securities Fraud and Financial Fraud. *Education*: Columbia University School of Law (LL.M., 2002); College of Law, London, England (C.P.E.; L.P.C.; Commendation, 1997); Columbia University (B.A., *magna cum laude*, 1992).

Full online bio: <https://lieffcabraser.com/attorneys/nicholas-diamand/>

PAULINA DO AMARAL, Partner. *Office*: New York. *Practice Areas*: Defective Products, Environmental and Toxic Exposures, Personal Injury and Products Liability. *Education*: University of California Hastings College of Law (J.D., 1996); University of Rochester (B.A., 1988).

Full online bio: <https://lieffcabraser.com/attorneys/paulina-do-amaral/>

DAN DRACHLER, Of Counsel. *Office*: Seattle. *Practice Areas*: Antitrust, Consumer Protection, Securities Fraud and Financial Fraud. *Education*: New York Law School (J.D., *cum laude*); Law Review; John Ben Snow Merit Scholar; University of South Carolina (B.A., *cum laude*).

Full online bio: <https://lieffcabraser.com/attorneys/dan-drachler/>

WILSON M. DUNLAVEY, Partner. *Office*: New York. *Practice Areas*: Environmental and Toxic Exposures, Personal Injury and Products Liability. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D., 2015); Humboldt University in Berlin (Ph.D., *cum laude*, 2015; Dual M.A., Magister Artium, History and Philosophy, 2015); St. John's College (B.A., 2003). Full online bio: <https://lieffcabraser.com/attorneys/wilson-dunlavey/>

DANNA ELMASRY, Associate. *Office*: New York. *Practice Areas*: Antitrust, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: University of Michigan Law School (J.D. 2022); University of Chicago (B.A., with honors, 2017). Full online bio: <https://lieffcabraser.com/attorneys/danna-elmasry/>

ERIC B. FASTIFF, Partner. *Office*: San Francisco. *Practice Areas*: Antitrust, Native American Rights. *Education*: Cornell Law School (J.D., 1995); London School of Economics and Political Science (M. Sc. Econ. 1991); Tufts University (B.A., *cum laude*, *magno cum honore in thesi*, 1990). Full online bio: <https://lieffcabraser.com/attorneys/eric-b-fastiff/>

JOSCHUA FIEDLER, Associate. *Office*: Munich. *Education*: Second German State Exam, Kassel, Germany (2022); First German State Exam, Munich, Germany (2017). Full online bio: <https://www.lieffcabraser.com/attorneys/joschua-fiedler/>

STEVEN E. FINEMAN, Firm-Wide Managing Partner. *Office*: New York. *Practice Areas*: Consumer Protection, Personal Injury and Products Liability, Securities Fraud and Financial Fraud. *Education*: University of California, Hastings College of the Law (J.D., 1988); University of California, San Diego (B.A., 1985); Stirling University, Scotland (1983-84). Full online bio: <https://lieffcabraser.com/attorneys/steven-e-fineman/>

WENDY R. FLEISHMAN, Partner. *Office*: New York. *Practice Areas*: Defective Products, False Claims Act, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: University of Pennsylvania (Post-Baccalaureate, 1982); Temple University (J.D., 1977); Sarah Lawrence College (B.A., 1974). Full online bio: <https://lieffcabraser.com/attorneys/wendy-r-fleishman/>

JOSE GARCIA, Staff Attorney. *Office*: San Francisco. *Education*: University of California, Los Angeles School of Law (J.D., 1985); Loyola University of Los Angeles (B.A.). Full online bio: <https://lieffcabraser.com/attorneys/jose-garcia/>

MELISSA GARDNER, Partner. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Cybersecurity and Data Privacy, Personal Injury and Products Liability. *Education*: Harvard Law School (J.D. 2011); Western Washington University (B.A., *magna cum laude*, 2005). Full online bio: <https://lieffcabraser.com/attorneys/melissa-gardner/>

ROGER GEISSLER, Staff Attorney. *Office*: San Francisco. *Education*: University of California, Hastings College of the Law (J.D., 2012); University of Pennsylvania (B.A., *summa cum laude*, 1998). Full online bio: <https://lieffcabraser.com/attorneys/roger-geissler/>

RACHEL GEMAN, Partner. *Office*: New York. *Practice Areas*: Consumer Protection, Employment Discrimination and Unfair Employment Practices, False Claims Act. *Education*: Columbia University School of Law (J.D. 1997); Harvard University (A.B., *cum laude*, 1993).
Full online bio: <https://lieffcabraser.com/attorneys/rachel-geman/>

BRENDAN P. GLACKIN, Partner. *Office*: San Francisco. *Practice Areas*: Antitrust, Securities Fraud and Financial Fraud. *Education*: Harvard Law School (J.D., *cum laude*, 1998); University of Chicago (A.B., 1995).
Full online bio: <https://lieffcabraser.com/attorneys/brendan-p-glackin/>

KELLY GRALEWSKI, Staff Attorney. *Office*: San Francisco. *Education*: California Western School of Law (J.D., 1997); California State University at Chico (B.S. & B.A., 1992).
Full online bio: <https://lieffcabraser.com/attorneys/kelly-gralewski/>

LAURA M. HALEY, Staff Attorney. *Office*: San Francisco. *Education*: University of San Francisco School of Law (J.D., 2013); University of California, Berkeley (B.A., 2009).
Full online bio: <https://lieffcabraser.com/attorneys/laura-m-haley/>

NICHOLAS HARTMANN, Associate. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Cybersecurity and Data Privacy, False Claims Act, Securities Fraud and Financial Fraud. *Education*: University of California, Irvine School of Law, Irvine, CA (J.D., *magna cum laude*, 2014); California State University, Fullerton (B.A., *summa cum laude*, 2011).
Full online bio: <https://lieffcabraser.com/attorneys/nicholas-hartmann/>

EVERY S. HALFON, Associate. *Office*: New York. *Practice Areas*: Consumer Protection, Defective Products, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: Harvard Law School (J.D., *cum laude*, 2015); Stanford University (B.A., 2010).
Full online bio: <https://lieffcabraser.com/attorneys/avery-halfon/>

DEAN M. HARVEY, Partner. *Office*: San Francisco. *Practice Areas*: Antitrust, Consumer Protection, Employment Discrimination and Unfair Employment Practices. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D. 2006); University of Minnesota, Twin Cities (B.A., *summa cum laude*, 2002).
Full online bio: <https://lieffcabraser.com/attorneys/dean-m-harvey/>

AMELIA HASELKORN, Associate. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Civil/Human Rights and Social Justice, Cybersecurity and Data Privacy, Defective Products, Environmental and Toxic Exposures. *Education*: University of California, Irvine School of Law (J.D., *magna cum laude*, 2021); Pitzer College, Claremont (B.A., with honors, 2016).
Full online bio: <https://lieffcabraser.com/attorneys/amelia-haselkorn/>

LEXI J. HAZAM, Partner. *Office*: San Francisco. *Practice Areas*: False Claims Act, Personal Injury and Product Liability. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D., 2001); Stanford University (B.A., 1995, M.A., 1996).
Full online bio: <https://lieffcabraser.com/attorneys/lexi-j-hazam/>

RICHARD M. HEIMANN, Partner. *Office*: San Francisco. *Practice Areas*: Antitrust, Consumer Protection, Personal Injury and Products Liability, Securities Fraud and Financial Fraud. *Education*: Georgetown University (J.D., 1972); University of Florida (B.S.B.A., with honors, 1969).
Full online bio: <https://lieffcabraser.com/attorneys/richard-m-heimann/>

ROGER N. HELLER, Partner. *Office*: San Francisco. *Practice Area*: Consumer Protection. *Education*: Columbia University School of Law (J.D., 2001); Emory University (B.A., 1997). Full online bio: <https://lieffcabraser.com/attorneys/roger-n-heller/>

JAMES HERD, Staff Attorney. *Office*: San Francisco. *Education*: Hastings College of the Law (J.D., 1992); California State University (B.A., 1989). Full online bio: <https://lieffcabraser.com/attorneys/james-herd/>

NEEL HEROLD, Associate. *Office*: Munich. *Education*: Second German State Exam, Kassel, Germany (2022); First German State Exam, Jena, Germany (2020). Full online bio: <https://www.lieffcabraser.com/attorneys/neel-herold/>

DANIEL M. HUTCHINSON, Partner. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Employment Discrimination and Unfair Employment Practices, Survivor Rights and Advocacy. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D., 2005) University of California, Berkeley Extension (Multiple Subject Teaching Credential, 2002); Brown University (B.A., 1999). Full online bio: <https://lieffcabraser.com/attorneys/daniel-m-hutchinson/>

KAREN L. JONES, Staff Attorney. *Office*: San Francisco. *Education*: University of California at Davis School of Law (J.D., 1989); University of California, Santa Cruz (B.A., 1985). Full online bio: <https://lieffcabraser.com/attorneys/karen-l-jones/>

CHRISTOPHER JORDAN, Staff Attorney. *Office*: San Francisco. *Education*: University of California at Davis School of Law (J.D., 1989); University of California, Santa Cruz (B.A., 1985). Full online bio: <https://lieffcabraser.com/attorneys/christopher-jordan/>

ANDREW KAUFMAN, Partner. *Office*: Nashville. *Practice Areas*: Consumer Protection, Personal Injury and Products Liability. *Education*: Harvard Law School (J.D., *cum laude*, 2012); Carleton College (B.A., *magna cum laude*, 2007). Full online bio: <https://lieffcabraser.com/attorneys/andrew-kaufman/>

DENNY KIM, Staff Attorney. *Office*: San Francisco. *Education*: University of San Diego School of Law (J.D., 2005); University of California, Berkeley (B.A., 1996). Full online bio: <https://lieffcabraser.com/attorneys/denny-kim/>

JASON KIM, Staff Attorney. *Office*: San Francisco. *Education*: Thomas Jefferson School of Law (J.D., 2009); Fordham University Law School, Fordham-SKKU Summer Institute of International Law (2008); University of California, Davis (B.A., 2002). Full online bio: <https://lieffcabraser.com/attorneys/jason-kim/>

DR. KATHARINA KOLB, Managing Partner, Munich Office. *Practice Area*: Antitrust. *Education*: Second German State Exam, Munich, Germany, 2010; Ludwig-Maximilians-University, Munich, Germany, Dissertation, 2008; First German State Exam, Munich, Germany, 2007. Full online bio: <https://lieffcabraser.com/attorneys/katharina-kolb/>

MICHELLE LAMY, Partner. *Office*: San Francisco. *Practice Areas*: Antitrust, Civil/Human Rights and Social Justice, Employment Discrimination and Unfair Employment Practices, Survivor Rights and Advocacy. *Education*: Stanford Law School (J.D., 2015); College of Arts & Sciences, Boston College (B.A., *summa cum laude*, 2009).

Full online bio: <https://lieffcabraser.com/attorneys/michelle-lamy/>

HANNAH LAZARZ, Associate. *Office*: Nashville. *Practice Area*: Personal Injury and Products Liability. *Education*: UCLA School of Law (J.D., 2020); Vanderbilt University (B.A., 2017).

Full online bio: <https://www.lieffcabraser.com/attorneys/hannah-lazarz/>

DANIEL R. LEATHERS, Associate. *Office*: New York. *Practice Areas*: Consumer protection, Defective Products, Personal Injury and Products Liability. *Education*: Case Western Reserve University Law School, Cleveland, Ohio (J.D., *cum laude*, 2009), Pennsylvania State University (B.A., 2005).

Full online bio: <https://lieffcabraser.com/attorneys/daniel-leathers/>

LYDIA LEE, Of Counsel. *Office*: San Francisco. *Practice Areas*: Securities Fraud and Financial Fraud. *Education*: Oklahoma City University, School of Law (J.D., 1983); University of Central Oklahoma (B.A., 1980).

Full online bio: <https://lieffcabraser.com/attorneys/lydia-lee/>

NICK W. LEE, Associate. *Office*: San Francisco. *Practice Areas*: Antitrust, Consumer Protection, Environmental and Toxic Exposures, Personal Injury and Products Liability. *Education*: University of California, Davis School of Law (J.D. 2020); University of California, San Diego (B.A. 2014).

Full online bio: <https://lieffcabraser.com/attorneys/nick-w-lee/>

SHARON M. LEE, Partner. *Office*: New York. *Practice Area*: Securities Fraud and Financial Fraud. *Education*: St. John's University School of Law (J.D., 2001); St. John's University (M.A. 1998); St. John's University (B.A. 1997).

Full online bio: <https://lieffcabraser.com/attorneys/sharon-lee/>

JAMES LEGGETT, Staff Attorney. *Office*: San Francisco. *Education*: Santa Clara University School of Law (J.D., *cum laude*, 2012) Thomas Jefferson School of Law (2009-2010); University of California, Davis (B.A., 2004).

Full online bio: <https://lieffcabraser.com/attorneys/james-leggett/>

BRUCE W. LEPLA, Partner. *Practice Areas*: Antitrust, Securities Fraud and Financial Fraud. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D.); University of California at Berkeley (M.S.); Yale University (B.A., *magna cum laude*).

Full online bio: <https://lieffcabraser.com/attorneys/bruce-w-leppla/>

MICHAEL LEVIN-GESUNDHEIT, Partner. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Employment Discrimination and Unfair Employment Practices, Personal Injury and Products Liability. *Education*: Stanford Law School (J.D., 2013); Harvard University (A.B., *magna cum laude*, 2008).

Full online bio: <https://lieffcabraser.com/attorneys/michael-levin-gesundheit/>

JAHÍ LIBURD, Associate. *Office*: New York. *Practice Areas*: Employment Discrimination and Unfair Employment Practices; Securities and Financial Fraud. *Education*: Brooklyn Law School (J.D., 2022); City University of New York (Baruch College) (B.A., 2013).
Full online bio: <https://lieffcabraser.com/attorneys/jahi-liburd/>

JASON L. LICHTMAN, Partner. *Office*: New York. *Practice Areas*: Consumer Protection, Defective Products, False Claims Act. *Education*: University of Michigan Law School (J.D., *cum laude*, 2006); Northwestern University (B.A., 2000).
Full online bio: <https://lieffcabraser.com/attorneys/jason-l-lichtman/>

COLEEN LIEBMANN, Staff Attorney. *Office*: San Francisco. *Education*: American University, Washington College of Law (LL.M., 2004); University of San Francisco School of Law (J.D., 2003); University of the Pacific (B.A., 1992).
Full online bio: <https://lieffcabraser.com/attorneys/coleen-liebman/>

SARAH R. LONDON, Partner. *Office*: San Francisco. *Practice Areas*: Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: National Institute for Trial Advocacy, Building Trial Skills: Boston (Winter 2013); University of California, Berkeley, School of Law (Berkeley Law) (J.D., 2009); Northwestern University (B.A., *cum laude*, 2002).
Full online bio: <https://lieffcabraser.com/attorneys/sarah-r-london/>

JOHN MAHER, Associate. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Cybersecurity and Data Privacy. *Education*: University of California, Berkeley School of Law – Berkeley, CA (J.D., 2016); Yale University – New Haven, CT (M.A., 2013); Oxford University (B.A., 2009, First Class Honors *summa cum laude*).
Full online bio: <https://lieffcabraser.com/attorneys/john-maher/>

MIRIAM E. MARKS, Associate. *Office*: San Francisco. *Practice Areas*: Personal Injury and Products Liability. *Education*: New York University School of Law (J.D., 2019); Stanford University (M.A. and B.A. with Departmental Honors, 2012).
Full online bio: <https://lieffcabraser.com/attorneys/miriam-e-marks/>

ANNIKA K. MARTIN, Partner. *Office*: New York. *Practice Areas*: Antitrust, Consumer Protection, Defective Products, Environmental and Toxic Exposures, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: Law Center, University of Southern California (J.D., 2004); Northwestern University (B.S.J., 2001); Stockholm University (Political Science, 1999).
Full online bio: <https://lieffcabraser.com/attorneys/annika-k-martin/>

MARGARET MATTES, Associate. *Office*: New York. *Education*: Harvard Law School (J.D., 2020); Columbia University (B.A., *magna cum laude*, 2015).
Full online bio: <https://lieffcabraser.com/attorneys/margaret-mattes/>

KATHERINE MCBRIDE, Partner. *Office*: New York. *Practice Areas*: Consumer Protection, Defective Products, False Claims Act, Personal Injury and Products Liability. *Education*: Stanford Law School (J.D., *pro bono distinction*, 2015) Boston College (B.A., *summa cum laude*, 2011).
Full online bio: <https://lieffcabraser.com/attorneys/katherine-mcbride/>

JAY MCKIBBEN, Staff Attorney. *Office*: San Francisco. *Education*: Empire College School of Law (J.D., 1991); UCLA School of Law; Stanford University (B.A., 1984).
Full online bio: <https://lieffcabraser.com/attorneys/jay-mckibben/>

KELLY MCNABB, Partner. *Office*: New York. *Practice Areas*: Personal Injury and Products Liability. *Education*: University of Minnesota Law School (J.D., *cum laude*, 2012); University of Minnesota Twin Cities College of Liberal Arts (B.A. 2008).
Full online bio: <https://lieffcabraser.com/attorneys/kelly-mcnabb/>

MICHAEL J. MIARMI, Partner. *Office*: New York. *Practice Areas*: Securities Fraud and Financial Fraud. *Education*: Fordham Law School (J.D., 2005); Yale University (B.A., *cum laude*, 2000).
Full online bio: <https://lieffcabraser.com/attorneys/michael-miarmi/>

ANDREEA MICLUT, Staff Attorney. *Office*: San Francisco. *Education*: Golden Gate University School of Law (J.D., 2007); University of California, Berkeley (B.A., 2004).
Full online bio: <https://lieffcabraser.com/attorneys/andreea-miclut/>

SCOTT MILORO, Staff Attorney. *Office*: New York. *Education*: Benjamin N. Cardozo School of Law (J.D., 2006); State University of New York at Buffalo (M.S., 1996); Cornell University (B.S., 1994).
Full online bio: <https://lieffcabraser.com/attorneys/scott-miloro/>

JESSICA MOLDOVAN, Associate. *Office*: New York. *Practice Areas*: Antitrust, Employment Discrimination and Unfair Employment Practices, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: New York University School of Law, New York, NY (J.D., *cum laude*, 2017); Trinity College Dublin, Dublin, Ireland (M. Phil., 2014); Yale University, New Haven, CT (B.A. *magna cum laude*, 2011).
Full online bio: <https://lieffcabraser.com/attorneys/jessica-moldovan/>

CAITLIN NELSON, Associate. *Office*: San Francisco. *Practice Areas*: Antitrust, Civil/Human Rights and Social Justice, Employment Discrimination and Unfair Employment Practices, Personal Injury and Products Liability. *Education*: University of California, Berkeley School of Law (J.D., High Distinction in General Scholarship, 2020); University of California, Berkeley (B.A., High Honors in General Distinction, 2015); University of California, Santa Barbara (2013).
Full online bio: <https://lieffcabraser.com/attorneys/caitlin-nelson/>

ROBERT J. NELSON, Partner. *Office*: San Francisco. *Practice Areas*: Defective Products, Environmental and Toxic Exposures, False Claims Act, Personal Injury and Products Liability. *Education*: New York University School of Law (J.D., 1987); Cornell University (A.B., *cum laude*, 1982) London School of Economics (General Course, 1980-81).
Full online bio: <https://lieffcabraser.com/attorneys/robert-j-nelson/>

PHIANH NGUYEN, Staff Attorney. *Office*: San Francisco. *Education*: Golden Gate University School of Law (J.D., 2008); University of Florida, Gainesville (B.S., 2003).
Full online bio: <https://lieffcabraser.com/attorneys/phianh-nguyen/>

PHONG-CHAU G. NGUYEN, Partner. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Defective Products, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: University of San Francisco School of Law (J.D. 2012); University of California, Berkeley (B.A., Highest Honors; Distinction in General Scholarship, 2008).
Full online bio: <https://lieffcabraser.com/attorneys/phong-chau-g-nguyen/>

JOHN T. NICOLAOU, Partner. *Office*: New York. *Practice Areas*: Securities Fraud and Financial Fraud. *Education*: Columbia Law School (J.D., 2012); Northwestern University (M.A., 2009); Vanderbilt University (B.A., *summa cum laude*, 2008).
Full online bio: <https://lieffcabraser.com/attorneys/john-t-nicolaou/>

LEAH NUTTING, Staff Attorney. *Office*: San Francisco. *Education*: Harvard Law School (J.D., 2002); University of California, Berkeley (B.A., Highest Distinction in General Scholarship, Highest Honors in Anthropology, Regents Scholar, 1999).
Full online bio: <https://lieffcabraser.com/attorneys/leah-nutting/>

MARISSA OH, Staff Attorney. *Office*: San Francisco. *Education*: Stanford Law School (J.D., 2004); Rice University (B.A., 1999).
Full online bio: <https://lieffcabraser.com/attorneys/marissa-oh/>

GABRIEL PANEK, Associate. *Office*: New York. *Practice Areas*: Consumer Protection, Civil/Human Rights and Social Justice, Defective Products, Securities Fraud and Financial Fraud, Survivor Rights and Advocacy. *Education*: New York University School of Law (J.D., *cum laude*, 2017); University of Chicago (A.B., with honors, 2013).
Full online bio: <https://lieffcabraser.com/attorneys/gabriel-panek/>

JAE PARK, Staff Attorney. *Office*: San Francisco. *Education*: University of Pennsylvania Law School (J.D., 2005); University of Texas at Austin (B.S., 1999).
Full online bio: <https://lieffcabraser.com/attorneys/jae-park/>

SEAN A. PETTERSON, Partner. *Office*: New York. *Education*: New York University School of Law (J.D., 2015); Brandeis University (B.A., *summa cum laude*, 2011).
Full online bio: <https://lieffcabraser.com/attorneys/sean-a-pettersson/>

JACOB POLIN, Associate. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Cybersecurity and Data Privacy, Environmental and Toxic Exposures. *Education*: Northwestern University School of Law (J.D., *cum laude*, 2016); University of California at Berkeley (B.A. 2011).
Full online bio: <https://lieffcabraser.com/attorneys/jacob-polin/>

KATHERINE VON KASESBERG POST, Staff Attorney. *Office*: San Francisco. *Education*: University of San Francisco School of Law (J.D., 1983), LL.M. in Taxation (2017); Mills College (B.A., 1980).
Full online bio: <https://lieffcabraser.com/attorneys/katherine-post/>

PETER ROOS, Staff Attorney. *Office*: San Francisco. *Education*: Rijksuniversiteit Limburg Faculteit der Rechtsgeleerdheid (J.D., 1989); Maastricht Conservatory of Music (B.A., 1988); University of San Francisco (LL.M., 2001).
Full online bio: <https://lieffcabraser.com/attorneys/peter-roos/>

JULES ROSS, Associate. *Office*: San Francisco. *Education*: Stanford Law School (J.D., 2022); Carnegie Mellon University (B.S., 2019).
Full online bio: <https://www.lieffcabraser.com/attorneys/jules-ross/>

DAVID RUDOLPH, Partner. *Office*: San Francisco. *Practice Areas*: Antitrust, Cybersecurity and Data Privacy. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D. 2004); Rutgers University (Ph.D. Program, 1999-2001); University of California, Berkeley (B.A. 1998).
Full online bio: <https://lieffcabraser.com/attorneys/david-rudolph/>

PATRICK RYAN, Staff Attorney. *Office*: San Francisco. *Education*: Golden Gate University School of Law (J.D., 2010); Bard College (B.A.).
Full online bio: <https://lieffcabraser.com/attorneys/patrick-ryan/>

CAMERON SAUNDERS, Staff Attorney. *Office*: San Francisco. *Education*: Golden Gate University, School of Law (J.D.); California Polytechnic State University – San Luis Obispo (B.A.).
Full online bio: <https://lieffcabraser.com/attorneys/cameron-saunders/>

VERA SCHEDEL, Associate. *Office*: Munich. *Practice Area*: Antitrust. *Education*: Second German State Exam, Berlin, Germany (2019); First German State Exam, University of Berlin, Germany (2015); Novosibirsk State Teacher Training University, Novosibirsk, Russia (M.A., French & English Teacher, 2008).
Full online bio: <https://lieffcabraser.com/attorneys/vera-schedel/>

JONATHAN D. SELBIN, Partner. *Office*: New York. *Practice Areas*: Consumer Protection, Defective Products, Survivor Rights and Advocacy. *Education*: Harvard Law School (J.D., *magna cum laude*, 1993); University of Michigan (B.A., *summa cum laude*, 1989).
Full online bio: <https://lieffcabraser.com/attorneys/jonathan-d-selbin/>

DANIEL E. SELTZ, Partner. *Office*: New York. *Practice Areas*: Antitrust, Consumer Protection, Survivor Rights and Advocacy. *Education*: New York University School of Law (J.D., 2003); Hiroshima University (Fulbright Fellow, 1997-98); Brown University (B.A., *magna cum laude*, 1997).
Full online bio: <https://lieffcabraser.com/attorneys/daniel-e-seltz/>

ANNE B. SHAVER, Partner. *Office*: San Francisco. *Practice Areas*: Antitrust, Employment Discrimination and Unfair Employment Practices. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D., 2007); University of California, Santa Cruz (B.A., *cum laude*, 2003).
Full online bio: <https://lieffcabraser.com/attorneys/anne-b-shaver/>

MIKE SHEEN, Partner. *Office*: San Francisco. *Practice Areas*: Cybersecurity and Data Privacy, Securities Fraud and Financial Fraud. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D., 2012); University of California, Berkeley (B.A., 2004).
Full online bio: <https://lieffcabraser.com/attorneys/mike-sheen/>

JERRY SHINDELBOWER, Staff Attorney. *Office*: San Francisco. *Education*: Golden Gate University School of Law (J.D., 2011); University of California, Davis (B.A., 2006).
Full online bio: <https://lieffcabraser.com/attorneys/jerry-shindelbower/>

MICHAEL W. SOBOL, Partner. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Cybersecurity and Data Privacy, Defective Products. *Education*: Boston University (J.D., 1989); Hobart College (B.A., *cum laude*, 1983).

Full online bio: <https://lieffcabraser.com/attorneys/michael-w-sobol/>

DAVID S. STELLINGS, Partner. *Practice Areas*: Consumer Protection, Securities Fraud and Financial Fraud. *Education*: New York University School of Law (J.D., 1993); Cornell University (B.A., *cum laude*, 1990).

Full online bio: <https://lieffcabraser.com/attorneys/david-s-stellings/>

REILLY STOLER, Partner. *Office*: San Francisco. *Practice Areas*: Personal Injury and Products Liability. *Education*: University of California, Hastings College of the Law (J.D., *cum laude*, 2014); Brandeis University (B.A., *cum laude*, 2008).

Full online bio: <https://lieffcabraser.com/attorneys/reilly-stoler/>

RYAN STURTEVANT, Staff Attorney. *Office*: San Francisco. *Education*: University of California, Hastings College of the Law (J.D., 2005); University of California at Santa Barbara (M.A., 2003); University of California at Santa Barbara (B.A., 2001).

Full online bio: <https://lieffcabraser.com/attorneys/ryan-sturtevant/>

YUN SWENSON, Staff Attorney. *Office*: San Francisco. *Education*: Cornell Law School (J.D., 2003); University of California, Berkeley (B.A., 1998).

Full online bio: <https://lieffcabraser.com/attorneys/yun-swenson/>

DR. MARTHA SZABÓ-ANNIGHÖFER, Associate. *Office*: Munich. *Practice Area*: Antitrust. *Education*: Second German State Exam, Göttingen, Germany (2020); Georg-August-University, Göttingen, Germany, Dissertation (2019); First German State Exam, Göttingen, Germany (2014).

Full online bio: <https://lieffcabraser.com/attorneys/martha-szabo-annighofer/>

OLIVIA VETESI, Staff Attorney. *Office*: San Francisco. *Education*: University of California, Hastings College of the Law (J.D., 2010); University of California, Berkeley (B.A., 2003).

Full online bio: <https://lieffcabraser.com/attorneys/olivia-vetesi/>

FABRICE N. VINCENT, Partner. *Office*: San Francisco. *Practice Areas*: Defective Products, Environmental and Toxic Exposures, False Claims Act, Personal Injury and Products Liability, Survivor Rights and Advocacy. *Education*: Cornell Law School (J.D., *cum laude*, 1992); University of California at Berkeley (B.A., 1989).

Full online bio: <https://lieffcabraser.com/attorneys/fabrice-n-vincent/>

ROSE WALLER, Staff Attorney. *Office*: San Francisco. *Education*: University of California, Hastings College of the Law (J.D., 2001); University of California, Berkeley (B.A., 1996).

Full online bio: <https://lieffcabraser.com/attorneys/rose-waller/>

DANIEL WASSON, Staff Attorney. *Office*: San Francisco. *Education*: University of California, Berkeley, School of Law (Berkeley Law) (J.D., 2002); University of California, Los Angeles (B.A., 1998).

Full online bio: <https://lieffcabraser.com/attorneys/daniel-wasson/>

FRANK WHITE, Associate. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Employment Discrimination and Unfair Employment Practices, Defective Products, Personal Injury and Products Liability. *Education*: University of Pennsylvania Law School (J.D., 2016); Wharton School of Business University of Pennsylvania (Certificate in Management, 2016); University of Chicago (B.A., General Honors, 2010).

Full online bio: <https://lieffcabraser.com/attorneys/frank-white/>

DEVIN WILLIAMS, Associate. *Office*: San Francisco. *Practice Area*: Antitrust. *Education*: Howard University School of Law (JD, May 2022); University of Maryland (B.A., 2019).

Full online bio: <https://lieffcabraser.com/attorneys/devin-williams/>

GAIL WILLIAMS, Staff Attorney. *Office*: San Francisco. *Education*: Boston College Law School (J.D., 2010); Yale University (B.A., 2007).

Full online bio: <https://lieffcabraser.com/attorneys/gail-williams/>

AYA MACHIDA WINSTON, Staff Attorney. *Office*: San Francisco. *Education*: University of California at Los Angeles School of Law (J.D., 2010); University of California at Los Angeles (B.A., 2006).

Full online bio: <https://lieffcabraser.com/attorneys/aya-machida-winston/>

SARAH D. ZANDI, Associate. *Office*: San Francisco. *Practice Areas*: Antitrust, False Claims Act, Personal Injury and Products Liability. *Education*: Stanford Law School (J.D., June 2021); University of Pennsylvania (B.A., *summa cum laude*, 2017).

Full online bio: <https://lieffcabraser.com/attorneys/sarah-d-zandi/>

JONATHAN ZAUL, Staff Attorney. *Office*: San Francisco. *Education*: University of San Francisco School of Law (J.D., 2009); University of Hong Kong, Faculty of Law – Santa Clara University International Law Program, Hong Kong; University of California, Berkeley (B.A., 2004).

Full online bio: <https://lieffcabraser.com/attorneys/jonathan-zaul/>

TISEME ZEGEYE, Partner. *Office*: San Francisco. *Practice Areas*: Consumer Protection, Employment Discrimination and Unfair Employment Practices. *Education*: New York University School of Law (J.D. 2011); The College of William and Mary (B.A., *cum laude*, 2008).

Full online bio: <https://lieffcabraser.com/attorneys/tiseme-zegeye/>

LIEFF CABRASER IN THE COMMUNITY

Lieff Cabraser proudly supports the goals of civil rights, human rights, increased access to legal services, and initiatives by the legal community to improve civil justice.

Lieff Cabraser has sponsored the Bay Area Minority Law Student Scholarship Program conducted by the [Bar Association of San Francisco](#) (BASF). We also support the National Association for Public Interest Law fellowship program. Fellowships made possible by Lieff Cabraser's sponsorship have included work at the East Bay Community Law Center in Oakland, California, the Employment Law Center in San Francisco, California, and the NOW Legal Defense in New York, New York.

How to Be a Good Ally: A Strategic Engagement Conference

In late 2016 San Francisco office managing partner [Kelly Dermody](#) conceived and coordinated the enormously successful SF Bay Area "How to be a Good Ally" Strategic Engagement Conference, attended by 1,200 lawyers. Held at the Bill Graham Civic Auditorium in January 2017, the symposium united scores of California and national non-profit organizations with the legal community in an effort to assist communities in need, including in the areas of hate crimes and Anti-Semitism, government targeting of Muslims, attacks on immigrants and the undocumented, domestic violence and sexual assault, healthcare for people with disabilities and medical vulnerabilities, backlash against the LGBT community, criminalization of communities of color, reproductive rights, worker justice, and saving the environment.

Lieff Cabraser's Additional Community Sponsorships

For over 20 years, Lieff Cabraser sponsored the radio series "[Perspectives](#)," airing on the public broadcasting station [KQED-FM](#) in the San Francisco Bay Area. The series offers listeners social and political opinion on a broad spectrum of contemporary issues. We remain committed to sponsoring public radio.

In 2007, Lieff Cabraser attorneys assisted in the launching of the Carver HEARTS Project. The project is a partnership among interested community members, George Washington Carver Elementary School in San Francisco, and UCSF's Department of Infant, Child and Adolescent Psychiatry. The project provides a therapist skilled in treating trauma and post-traumatic stress disorder (PTSD) on-site at Carver Elementary School.

In addition to the above-listed organizations, Lieff Cabraser supports the following:

[AIDS Legal Referral Panel](#)

[American Constitution Society](#)

[American Association for Justice](#)

[Anti-Defamation League](#)

[Asian Law Caucus](#)

[Bay Area Lawyers for Individual Freedom](#)

[Consumer Attorneys of California](#)

[East Bay Community Law Center](#)
[Equal Rights Advocates](#)
[Family Violence Appellate Project](#)
[Health Law Advocates](#)
[The Impact Fund](#)
[Lawyers' Committee for Civil Rights of the San Francisco Bay Area](#)
[La Raza Centro Legal](#)
[Law Center to Prevent Gun Violence](#)
[Legal Aid Society of San Francisco – Employment Law Center](#)
[National Center for Lesbian Rights](#)
[National Employment Lawyers Association](#)
[New York State Trial Lawyers Association](#)
[Pride Law Fund](#)
[Public Justice](#)
[SeniorLiving.org – Preventing Elder Abuse](#)
[United Policyholders](#)
[Volunteer Legal Services Program](#)
[Workplace Fairness](#)

We have been honored to receive the 2005 AIDS Legal Referral Panel “Firm of the Year” award and the 1998 Navigator of Civil Rights Award presented by the NAACP Legal Defense and Educational Fund.

FIRM ACKNOWLEDGEMENTS

New York Law Journal

“CLASS ACTION LITIGATION DEPARTMENT OF THE YEAR”

THE NATIONAL LAW JOURNAL

LITIGATION TRAILBLAZERS

PLAINTIFFS LAW TRAILBLAZERS

ENVIRONMENTAL LAW TRAILBLAZER

ELITE WOMEN OF THE PLAINTIFFS' BAR

LAW FIRM OF THE YEAR FINALIST, ANTITRUST

LAW FIRM OF THE YEAR FINALIST, CLASS ACTION

RISING STARS OF THE PLAINTIFFS BAR

THE AMERICAN LAWYER

LITIGATOR OF THE YEAR FINALIST

BOUTIQUE/SPECIALTY LITIGATION FIRM OF THE YEAR

LITIGATORS OF THE WEEK 9/23/21

B BENCHMARK LITIGATION

CALIFORNIA PLAINTIFF FIRM OF THE YEAR

40 AND UNDER HOT LIST

LAWDRAGON

500 LEADING LAWYERS

LAWDRAGON 500 HALL OF FAME

5 “TOP EMPLOYMENT LAWYERS”

7 “TOP 500 LAWYERS”

8 “TOP CONSUMER LAWYERS

16 “TOP FINANCIAL LAWYERS

RATED BY

Super Lawyers®

45 LIEFF CABRASER ATTORNEYS NATIONWIDE
RECOGNIZED BY SUPER LAWYERS

Best Lawyers® IN AMERICA

“LAWYER OF THE YEAR”

4 FUTURE EXCELLENCE “ONES TO WATCH”

15 TIER 1 FIRM RANKINGS

26 PROFESSIONAL EXCELLENCE LAWYERS

Daily Journal

TOP 100 LAWYERS IN CALIFORNIA

TOP 40 UNDER 40

TOP ANTITRUST LAWYERS IN CALIFORNIA

TOP LAWYER OF THE DECADE

TOP PLAINTIFF LAWYERS

TOP WOMEN CALIFORNIA LAWYERS

LAW360

“TITAN OF THE PLAINTIFFS BAR”

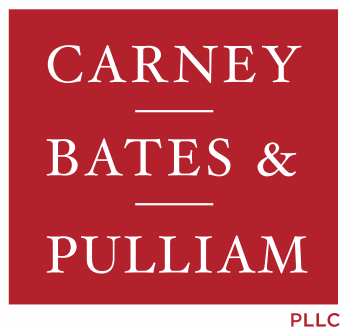
“RISING STARS”

“CLASS ACTION MVP”

THE RECORDER

“2020 CALIFORNIA TRAILBLAZERS”

Exhibit 2



www.cbplaw.com
519 W. 7th Street
Little Rock, Arkansas 72201

Table of Contents

The Firm’s Practice and Achievements1

The Firm’s Attorneys4

 Allen Carney4

 Hank Bates5

 Randall K. Pulliam7

 Tiffany Wyatt Oldham8

 Lee Lowther9

 Sam Jackson9

 Courtney Ross10

 William P. Creasman10

Leadership Positions.....11

The Firm's Practice and Achievements

Carney Bates & Pulliam, PLLC is a national law firm that represents clients in complex litigation ranging from data breach and data security to false advertising or deceptive marketing to securities fraud to environmental hazards. Carney Bates & Pulliam is recognized as one of the country's premiere firms in the areas of consumer protection class actions, securities fraud, environmental law and employment discrimination.

The firm has positioned itself at the forefront of data breach and data security litigation. Our attorneys were appointed to the Plaintiffs' Steering Committee in *In re: The Home Depot, Inc., Customer Data Security Breach Litigation*, 1:14-md-02583-TWT (N.D. Ga.), an MDL class action brought on behalf of injured financial institutions in the wake of a massive retailer data breach. A settlement, with a common fund of \$25 million and an additional fund of \$2.25 million for distribution to financial institutions whose claims were purportedly released by third-party sponsors, was granted final approval on September 22, 2017. We served as counsel for the lead plaintiff in *In re: Target Corporation Customer Data Security Breach Litigation*, 0:14-cmd-02522-PAM-JJK (D. Minn.), successfully representing Umpqua Bank and a class of financial institution plaintiffs over injuries suffered from one of the largest data breaches in history. A settlement, valued at \$39.4 million, was granted final approval by the Court on May 12, 2016. CBP also was appointed to the Financial Institution Plaintiff's Steering Committee in the multi-district litigation, *In re. Equifax, Inc., Customer Data Security Breach Litigation*, 1:17-md-2800-TWT (N.D. Ga.). The litigation arises from the 2017 Equifax data breach, in which hundreds of millions of consumer records were stolen by third parties.

CBP served as co-lead counsel in three class actions against mobile application developers alleging surreptitious tracking of minors in violation of state laws. *Amanda Rushing, et al. v. The Walt Disney Company, et al.*, 3:17-cv-04419-JD (N.D. Cal.); *Amanda Rushing, et al. v. Viacom Inc., et al.*, 3:17-cv-04492-JD (N.D. Cal.); and *Michael McDonald, et al. v. Kiloo APS, et al.*, 3:17-cv-04344-JD (N.D. Cal.). These cases resolved in fifteen separate settlements with Disney, Viacom, Kiloo, Sybo and 11 advertising technology firms. In a New York Times article, Josh Golin, the executive director of Campaign for a Commercial-Free Childhood, said "This is going to be the biggest change to the children's app market that we've seen that gets at the business models . . . On thousands of apps, children will no longer be targeted with the most insidious and manipulative forms of marketing."

Similarly, in *Daniel Matera, et al. v. Google, Inc.*, 5:15-cv-04062-LHK (N.D. Cal.), CBP served as co-lead counsel in a class action involving allegations of email interception and violation of state and federal anti-wiretapping laws. A settlement, requiring Google to stop using content derived from email transmissions for user profiling and targeted advertising, was granted final approval on February 9, 2018. In addition, our attorneys were appointed by the court as co-lead counsel in *Matthew Campbell, et al. v. Facebook, Inc.*, 4:13-cv-05996-PJH (N.D. Cal.), a class action involving allegations of email interception and violations of federal anti-wiretapping laws. Final approval of an injunctive relief settlement, securing disclosures and limitations on Facebook's interception and use of private message content, was granted on August 18, 2017. We served as lead counsel in *Econo-Med Pharmacy, Inc. v. Roche Diagnostics Corporation*, 1:16-cv-00789-TWP-MPB (S.D. Ind.), representing a class of pharmacies in a Telephone Consumer Protection Act ("TCPA") litigation resulting in a \$17 million settlement, which was granted final approval on September 21, 2017. Additionally, we served as lead counsel in *ARcare, Inc. v. Qiagen North America Holdings, Inc., et al.*, Case No. 43CV-17-46 (Judge Sandy Huckabee, Lonoke Co. Cir. Ct.), representing a class of pharmacies in a TCPA litigation resulting in a \$15.5 million settlement, which was granted final approval on December 3, 2018.

The firm currently serves as counsel to the State of New Mexico in *State of New Mexico v. Tiny Lab Productions, et al.*, Case No. 18-cv-00854-LF-KBM (D.N.M.), an action brought against child app developers and advertising networks for violations of the Children’s Online Privacy Protection Act, 15 U.S.C. §§ 6501, *et seq.* (“COPPA”), and against Google, LLC for trafficking in privacy-invasive apps in its online store. The firm also represents the State of New Mexico in two other privacy actions: *State of New Mexico, ex rel., Hector Balderas v. Google LLC*, Case No. 1:20-cv-00143-NF-KHR (D.N.M.), an action brought against Google, alleging that Google’s actions with respect to children’s personal information obtained through its G Suite for Education classroom technology suite violated COPPA; and *State of New Mexico, ex rel. Hector Balderas v. Rovio Entertainment Corporation*, Case No. 1:21-cv-00824-LF-KK (D.N.M.), an action against the developer of one of the world’s most popular app franchises (Angry Birds) for violations of COPPA.

The attorneys at Carney Bates & Pulliam are uniquely qualified to prosecute consumer protection claims. Beyond the firm’s work in the digital privacy arena, CBP has represented the State of New Mexico in numerous lawsuits against some of the largest financial service companies in connection with their practice of deceptively marketing and implementing Payment Protection Plans. The firm has recovered over \$100 million for credit card holders in various actions against Bank of America, Capital One, Chase, Discover and HSBC. CBP served as co-lead counsel in *Williams v. State Farm Mutual Automobile Insurance Company*, 4:11-cv-00749-KGB (E.D. Ark.), which resulted in a settlement of \$21.7 million with 7,635 individuals receiving 100% recovery plus 6 percent prejudgment interest while releasing no claims or rights (other than named plaintiffs). The firm served as co-lead counsel in *Ebarle, et al. v. LifeLock, Inc.*, 3:15-cv-00258 (N.D. Cal.), a class action on behalf of customers of the identity theft protection service, arising from claims that LifeLock delivered false statements about its services and failed to alert customers on a timely basis of potential identity theft, that concluded with a nationwide settlement of \$81 million. The firm also served as counsel in *Wayne Miner et al. v. Philip Morris USA Inc.*, Circuit Court of Pulaski County, Arkansas, Case No. 60CV-03-4661, a class action brought on behalf of Arkansas smokers over claims that the defendant misrepresented the safety of its “light” cigarette products, which settled for \$45 million. The firm currently serves as counsel to the State of New Mexico in *State of New Mexico v. JUUL Labs, Inc.*, County of Santa Fe First Judicial District Court, New Mexico, Case No. D-101-CV-2020-01033, related to JUUL’s marketing and sale of e-cigarettes to teenagers and adolescents.

CBP’s reputation for excellence in accounting fraud and other complex class actions has been recognized on repeated occasions by federal and state court judges who have appointed the firm to serve as lead or co-lead counsel in numerous cases throughout the country. In this regard, the firm has successfully represented certain states throughout the country in matters involving securities litigation such as in *Mississippi Public Employees Retirement System v. Semtech* and *In re Sterling Financial Corporation Securities Class Action*, representing Public Employees Retirement Association of New Mexico and the New Mexico Educational Retirement Board.

The firm has been successful at protecting shareholders in “change-of-control” transactions seeking to maximize shareholder value. For example, the firm represented shareholders of Nationwide Financial in a going private transaction and was able to negotiate more than \$200 million for the public shareholders in the form of an increased share price. In a similar matter, attorneys at the firm represented shareholders of 7-Eleven and brokered an additional \$140 million in the sales price.

Additionally, our attorneys handling environmental litigation possess expert knowledge in issues related to groundwater and air pollution, toxic exposures, leaking pipelines and underground storage tanks, oil field contamination, and pesticides. The firm pursues claims against corporate polluters and governmental agencies on the state, local and federal level. For example, Carney Bates & Pulliam served

as co-lead counsel on behalf of the Quapaw Tribe in a case that involved natural resources damages to tribe-related lands from lead and zinc mining, which resulted in an \$11.5 million settlement against Asarco, LLC, in addition to confidential settlements with four other mining companies.

In the employment context, Carney Bates & Pulliam served as co-lead counsel in *Nelson v. Wal-Mart Stores, Inc.*, 04-00171 (E.D. Ark.), a nationwide race discrimination class action on behalf of African-American truck drivers against Wal-Mart that provided \$17.5 million in recovery, as well as significant changes to Wal-Mart's hiring policies and four years of court supervision of the settlement terms.

In addition to its strong personnel, Carney Bates & Pulliam is well-capitalized, allowing it to dedicate considerable resources and to advance expenses on a contingency fee basis to the fullest extent necessary to achieve the best possible result for class members. As a result of its successful track record and strong capitalization, the firm enjoys a high level of respect and credibility with the defense bar and insurance carriers that often defend and insure corporations and their officers and directors.

As a firm, Carney Bates & Pulliam values practicing in a small environment where professional and personal interaction among the partners, associates, paralegals, accounting staff and other personnel allow for a true "team approach" to litigation strategy that fosters an energetic exchange of ideas. The firm believes its size allows for a greater degree of independence, flexibility and satisfaction than a large firm environment, without sacrificing the quality of representation necessary to achieve successful results for its clients.

The Firm's Attorneys

ALLEN CARNEY

Mr. Carney is a graduate of the University of Arkansas, earning a degree in Finance. Subsequently, Mr. Carney graduated from the University of Arkansas at Little Rock School of Law.

Allen Carney concentrates his practice on prosecuting complex litigation on behalf of investors, consumers and employees. He has extensive experience in nationwide cases, including appointment as lead counsel in dozens of securities and consumer class actions. He has successfully represented investors and consumers in cases that achieved cumulative recoveries in the hundreds of millions of dollars for plaintiffs.

Mr. Carney played a key role in litigating the various Payment Protection actions against the largest credit card issuers. These actions resulted in significant recoveries for injured consumers. See *Kardonick v. JPMorgan Chase*, S.D. Florida, \$20 million; *Esslinger v. HSBC Bank Nevada*, E.D. Pennsylvania, \$23.5 million; *In re Discover Credit Card Payment Protection*, N.D. Illinois, \$10.5 million; *In re Bank of America*, N.D. California, \$20 million; *Spinelli v. Capital One*, M.D. Florida; more than \$100 million.

Mr. Carney was lead counsel in Semtech Securities Litigation, a federal securities fraud class action that settled prior to trial achieving a significant recovery for investors. Additionally, he has served as lead counsel in numerous other federal securities fraud class actions, including *In re Lernout & Hauspie Securities Litigation*, No. 00-11589-PBS (D. Mass.) (\$115 million settlement); *In re NewPower Securities Litigation*, No. 2-CV-1550 (S.D.N.Y.) (\$41 million settlement); *In re DQE, Inc. Securities Litigation*, No. 01-1851 (W.D. Pa.); *In re Ashanti Goldfields Securities Litigation*, No. CV-00-9717 (DGT) (RML) (E.D.N.Y.); *In re Central Parking Corporation Securities Litigation*, No. 03-CV-0546 M.D. Tenn.); *In re Keyspan Securities Litigation*, No. CV-01-5852 (ARR) (MDG) (E.D.N.Y.); *Paul Ruble, et. al. v. Rural Metro Corp., et. al.*, No. CV-99-822-PHX-RGS (D. Ariz.).

Prior to joining the firm, Mr. Carney was a partner with Jack, Lyon & Jones, P.A. in the Little Rock, Arkansas office, where he practiced extensively in the areas of complex commercial litigation, labor and employment litigation, and business transactions. Allen was involved in a number of high-profile cases, including the successful defense of Capital Cities/ABC News in an action brought by Tyson Foods regarding the secret videotaping of chicken processing plants. He was also a Contributing Author to "Arkansas Employment Law Letter," published by M. Lee Smith, 1995.

Mr. Carney is licensed to practice law in Arkansas state courts, the United States District Courts for the Eastern and Western Districts of Arkansas, and the United States Court of Appeals for the Third and Eighth Circuits. Mr. Carney has argued before the Arkansas Supreme Court. Additionally, Mr. Carney has appeared in numerous federal and state courts across the nation via admission *pro hac vice*.

HANK BATES

Hank Bates focuses his practice on representing individuals, small businesses, public interest groups and governmental entities in litigation to combat consumer fraud, protect data privacy, guard employee rights, clean up pollution and preserve the environment.

Hank has worked to protect consumers in a variety of settings. Recently, Hank successfully prosecuted *Williams, et al. v. State Farm*, 4:11-cv-00749-KGB (E.D. AR), alleging State Farm illegally took a portion of its insureds' settlements with third parties. After over six years of litigation, this case settled in June 2018, resulting in a \$21.7 million common fund with 7,630 Arkansans receiving 100% recovery of the improperly taken funds plus 6 percent interest without having to file a claim or sign any release. Hank also served as co-lead counsel in *Ebarle, et al. v. LifeLock, Inc.*, 3:15-cv-00258 (N.D. Cal.), a class action on behalf of customers of the identity theft protection service, arising from claims that LifeLock delivered false statements about its services and failed to alert customers on a timely basis of potential identity theft. A nationwide settlement of \$81 million was approved in September 2016.

Hank also served as counsel in *Wayne Miner et al. v. Philip Morris USA Inc.*, Circuit Court of Pulaski County, Arkansas, Case No. 60CV-03-4661, a class action brought on behalf of Arkansas smokers over claims that the defendant misrepresented the safety of its "light" cigarette products, which settled in 2016 for \$45 million.

Hank is at the forefront of data privacy and data security litigation. In the data privacy context, he served as court-appointed class counsel in *Matera, et al. v. Google, Inc.*, 5:15-cv-04062-LHK, securing a class action settlement in 2018 requiring Google to stop using content derived from email transmissions for user profiling and targeted advertising, and also served as court-appointed class counsel in *Campbell, et al. v. Facebook, Inc.*, 4:13-cv-05996-PJH (N.D. Cal.), securing a settlement in 2017 requiring disclosures of and limitations on Facebook's interception and use of private message content. He also served as co-lead counsel in three class actions against mobile application developers alleging surreptitious tracking of minors in violation of state laws. *Amanda Rushing, et al. v. The Walt Disney Company, et al.*, 3:17-cv-04419-JD (N.D. Cal.); *Amanda Rushing, et al. v. Viacom Inc., et al.*, 3:17-cv-04492-JD (N.D. Cal.); and *Michael McDonald, et al. v. Kiloo APS, et al.*, 3:17-cv-04344-JD (N.D. Cal.). These cases resolved in fifteen separate settlements with Disney, Viacom, Kiloo, Sybo and 11 advertising technology firms. In a New York Times article, Josh Golin, the executive director of Campaign for a Commercial-Free Childhood, said "This is going to be the biggest change to the children's app market that we've seen that gets at the business models . . . On thousands of apps, children will no longer be targeted with the most insidious and manipulative forms of marketing."

Hank has been involved in litigation over some of the largest consumer data breaches in history, serving as counsel for the lead financial institution plaintiff in *In re: Target Corporation Customer Data Security Breach Litigation*, 0:14-cmd-02522-PAM-JJK (D. Minn.), which recovered \$39.4 million for the class of financial institutions, and serving on the Plaintiffs' Steering Committee in *In re: The Home Depot, Inc., Customer Data Security Breach Litigation*, 1:14-md-02583-TWT (N.D. Ga.), which settled for \$25 million for the class of financial institutions.

In the environmental context, Hank has represented numerous communities across America where neighboring industries polluted their air and tainted their groundwater. These cases have resulted in multi-million-dollar recoveries for the residents of these communities as well as agreements and court orders requiring remediation of contamination and compliance with the environmental laws in the future. For example, as co-lead counsel for the Quapaw Tribe of Oklahoma, Hank secured an \$11.5 million settlement from Asarco, LLC for spoiling the Tribe's historic reservation with lead and zinc mining

waste, in addition to confidential settlements from four other mining companies. Hank has also successfully represented numerous farmers in cases involving crop damage by defective pesticides. In addition, he represented conservation groups in California and Arkansas to protect our waterways from pollution, free-flowing stream from dams, and endangered species from loss of critical habitat.

Hank's employment litigation includes acting as court-appointed class counsel in a nationwide race discrimination class action on behalf of African-American truck drivers against Wal-Mart that provided \$17.5 million in recovery, significant changes to Wal-Mart's hiring policies and four years of court supervision of the settlement terms requiring improved hiring practices.

In his community, Hank has served as President of the Board of Directors for Arkansas Advocates for Children and Families, and on the Advisory Board for the Arkansas Journal of Social Change and Public Service. He served as an inaugural board member of the Arkansas Citizens First Congress and has been honored as Sierran of the Year by the Arkansas Chapter of the Sierra Club, Civil Rights Activist of the Year by the Arkansas Public Policy Panel, and has received the Angel Award from Treatment Homes, Inc., which provides training for therapeutic foster care parents.

Hank is active in the bar, currently serving as Arkansas State Coordinator for Public Justice. Previously he served as the Chairman of the Environmental Law Section of the Arkansas Bar Association and as Vice-Chairman of the American Bar Association's Committee on Pesticides, Chemical Regulation, and Right-to-Know.

Hank is listed in The Best Lawyers in America and as a "Super Lawyer" (among the top 5 percent of lawyers in Arkansas, Mississippi and Tennessee) by Mid-South Super Lawyers Magazine.

RANDALL K. PULLIAM

Mr. Pulliam graduated from the University of Central Arkansas with a Bachelor of Business Administration degree, where he was nominated for Outstanding Management Student in the university's School of Business. Mr. Pulliam later earned his Master of Business Administration degree from the University of Arkansas, with an emphasis in Finance. Mr. Pulliam earned his juris doctorate from the University of Arkansas at Little Rock (UALR) School of Law where he received multiple American Jurisprudence Awards.

Mr. Pulliam has been appointed lead counsel in dozens of successful class actions relating to consumer protection, including *Econo-Med Pharmacy, Inc. v. Roche Diagnostics Corporation*, 1:16-cv-00789-TWP-MPB (S.D. Ind.), representing a class of pharmacies in a Telephone Consumer Protection Act ("TCPA") litigation resulting in a \$17 million settlement and *ARcare, Inc. v. Qiagen North America Holdings, Inc., et al.*, Case No. 43CV-17-46 (Judge Sandy Huckabee, Lonoke Co. Cir. Ct.), representing a class of pharmacies in a TCPA litigation resulting in a \$15.5 million settlement; Mr. Pulliam has been co-lead counsel in *Ebarle, et al. v. LifeLock, Inc.*, 3:15-cv-00258 (N.D. Cal.), a class action on behalf of Customers of the identity theft protection service settled for \$81 million; *Kardonick v. JPMorgan Chase & Co.*, S.D. Florida, \$20 million; *Esslinger v. HSBC Bank Nevada*, E.D. Pennsylvania, \$23.5 million; *In re Discover Credit Card Payment Protection*, N.D. Illinois, \$10.5 million; *In re Bank of America Credit Protection Marketing & Sales Practices Litig.*, N.D. California, \$20 million; *Spinelli v. Capital One*, M.D. Florida; more than \$100 million. Mr. Pulliam represented the State of New Mexico in a series of lawsuits that each favorably resolved asserting causes of actions for violations of the Dodd-Frank Act and state law against seven of the largest financial institutions in the world.

Mr. Pulliam has substantial experience in many areas of the securities industry, holding his Series 7 General Securities Representative license. Mr. Pulliam worked for Stephens, Inc. as an Equity Trader for four years, where he executed in excess of \$2 billion in securities transactions each year and participated in the firm's underwriting and Initial Public Offering allocation decisions. Prior to working at Stephens, Mr. Pulliam worked as an investment banker for Crews and Associates, Inc., where he was responsible for buying municipal bonds for both individual and institutional investors.

Mr. Pulliam has also represented investors seeking financial recovery for losses suffered as a result of securities fraud, as well as in "change-of-control" transactions seeking to maximize shareholder value. Mr. Pulliam represented shareholders of Nationwide Financial in a going private transaction and was able to achieve more than \$200 million for the public shareholders. In a similar matter, Mr. Pulliam represented shareholders of 7-Eleven and helped negotiate an additional \$140 million in the sales price.

Prior to joining the firm, Mr. Pulliam had a successful law practice in a variety of legal areas, including commercial litigation, where he gained extensive courtroom experience, successfully trying several jury trials.

On the issues of securities fraud and fiduciary duty, Mr. Pulliam has been quoted in numerous publications, including the New York Times and the Dallas Morning News. Mr. Pulliam has also provided presentations about issues affecting institutional investors at conferences and to the boards of numerous public and union pension funds, including being a panelist on the 2005 Institutional Shareholder Services Annual Conference, The Fiduciary Responsibility to Claim Securities Class Action Settlements. Mr. Pulliam is a past chair of the Arkansas Bar Association Securities Law Section.

TIFFANY WYATT OLDHAM

Ms. Oldham graduated *cum laude* from the University of Arkansas at Fayetteville School of Law in 2001. She served as a member of the Board of Advocates and the W.B. Putman Inns of Court. In addition, Ms. Oldham served as President of Phi Delta Phi honors fraternity. During her law school career, Ms. Oldham participated in various trial competitions and moot court, where she was selected as a semi-finalist in the spring rounds. Ms. Oldham has a Bachelor's of Arts in English from the University of Arkansas at Fayetteville.

Ms. Oldham began her legal career with Carney Bates & Pulliam in 2002, and for nearly two decades now, she has focused her practice on securities and consumer fraud class actions.

Ms. Oldham has had a significant role in several of the firm's prominent cases, including: *Spinelli v. Capital One Bank*, No. 08-CV-132-T-33EAJ (M.D. Fla.); *In re Semtech Corp. Securities Litigation*, No. 07-cv-7114 (FMOx) (C.D. Cal.); *In re Fleming Companies, Inc. Securities and Derivative Litigation*, 5-030MD-1530 (TJW) (E.D. Tex.); *In re Keyspan Securities Litigation*, No. CV-01-5852 (ARR) (MDG) (E.D.N.Y.); *Freidman v. Rayovac Corporation*, No. 02-CV-0308 (W.D. WI); *In re IXL Enterprises, Inc. Securities Litigation*, No. 1:00-CV-2347-CC (N.D. Ga.); *Asher v. Baxter International, Inc.*, et. al., No. 02-CV-5608 (N.D. Ill.). Having prosecuted numerous class actions through all stages of the litigation process, Ms. Oldham has experience with the full range of litigation issues confronting investors and consumers in complex litigation.

Working together with her colleagues at Carney Bates & Pulliam, Ms. Oldham's work has contributed to hundreds of millions in recoveries for investors and consumers. Specifically, Ms. Oldham has contributed to the litigation and settlement efforts in the following cases: *Ebarle, et al. v. Lifelock, Inc.*, Case No.3:15-cv-00258 (N.D. Cal) (consumer class action that resulted in a \$81 million settlement); *Econo-Med Pharmacy, Inc. v. Roche Diagnostics Corp.*, Case No. 1:16-cv-00789-TWP-MPB (S.D. Ind.) (TCPA class action that resulted in a \$17 million settlement); *ARcare, Inc. v. Qiagen North America Holdings, Inc. et al.*, Case No. 43CV-17-46 (Lonoke Co. Cir. Ct.) (TCPA class action that resulted in a \$15.5 million settlement); and *Williams v. State Farm Mutual Automobile Ins. Co.*, Case No. 4:11-cv-00749-KGB (E.D. Ark.) (litigation involving insurance settlement practices that resulted in a common fund settlement of \$21.7 million).

Ms. Oldham has also worked on notable data breach and privacy cases, including the following: *In re Equifax, Inc., Customer Data Security Breach Litigation*, 1:17-md-2800-TWT (N.D. Ga.); *In re: The Home Depot, Inc., Customer Data Security Breach Litigation*, Case No. 1:14-md-02583-TWT (N.D. Ga.); and *In re: Target Corporation Customer Data Security Breach Litigation*, Case No. 0:14-cmd-02522-PAM-JJK (D. Minn.).

Immediately prior to joining Carney Bates & Pulliam, Ms. Oldham spent time overseas working for the Japanese municipal government in Okinawa, Japan. In addition, Ms. Oldham worked as an intern for the United States Bankruptcy Court, Western Division of Arkansas, where she assisted in researching bankruptcy issues and administering bankruptcy proceedings.

Ms. Oldham is licensed to practice in the Arkansas state courts and the United States District Courts for the Eastern and Western Districts of Arkansas, and the United States Courts of Appeals for the Third Circuit. She is currently a member of the American, Arkansas and Pulaski County Bar Associations. Ms. Oldham has experience in a multitude of legal fields including securities law, corporate law, business litigation, real estate transactions, and insurance regulation.

LEE LOWTHER

Mr. Lowther represents consumers in complex litigation who have fallen victim to the frauds, schemes, and abuses of unscrupulous actors. For several years before joining Carney Bates & Pulliam, Mr. Lowther had a wide-ranging defense practice at a respected firm in Little Rock, Arkansas. During his time as a defense lawyer, Mr. Lowther learned how to attack procedural and substantive weaknesses in plaintiffs' cases. This experience serves him well representing consumers, enabling him to spot and solve problems before they arise.

Since joining CBP, Mr. Lowther has been appointed class counsel in numerous contested class actions and settlement classes. He is currently counsel to two certified classes—*Torliatt v. Ocwen Loan Servicing, LLC* (N.D. Cal.) and *Williams v. LoanCare, LLC* (S.D. Tex.)—that claim the defendants violated state debt-collection laws by collecting fees from borrowers who made their mortgage payments online or over the phone. Lee is class counsel in two other cases making similar allegations—*Caldwell v. Freedom Mortgage Corporation* (N.D. Tex.) (\$2.25 million settlement granted final approval) and *Phillips v. Caliber Home Loans, Inc.* (D. Minn.) (\$5,000,000 settlement granted preliminary approval and waiting on final approval). In addition, Mr. Lowther was class counsel for a nationwide class of borrowers who alleged Freedom Mortgage Corporation violated the terms of their mortgages by charging them unnecessary property-inspection fees—*Cole v. Freedom Mortgage Corporation* (Burl. County, NJ) (\$650,000 settlement granted final approval).

In addition to his mortgage practice, Mr. Lowther also has an active practice representing insureds and third-party claimants in class actions against insurance companies for underpaying what their totaled cars are worth. He was recently appointed class counsel for a settlement class where members recovered approximately 75% of the amount wrongfully withheld from their total-loss payments—*Zuern v. IDS Property Casualty Insurance Co.* (W.D. WA.) (\$1.75 million settlement granted final approval).

Mr. Lowther has also benefited from working in the courts. During law school, Mr. Lowther worked as an intern for the Honorable James M. Moody Sr., United States District Judge for the Eastern District of Arkansas. And after graduating, he clerked for the Honorable D.P. Marshall Jr., United States District Judge for the Eastern District of Arkansas. In these roles, Mr. Lowther had the benefit of working on cases during every stage of litigation, from the filing of the complaint through rulings on post-judgment motions. More importantly, Mr. Lowther observed firsthand how litigation strategies succeed and fail.

During law school, Mr. Lowther was chosen by faculty to join the National Trial Competition Team. He also competed in the 2012 Ben J. Altheimer Moot Court Competition, where he and his partner took the award for Best Respondent's Brief.

SAM JACKSON

Mr. Jackson joined Carney Bates & Pulliam in 2021 after developing a strong interest in protecting the public as a Deputy Prosecuting Attorney. As a Deputy Prosecuting Attorney Mr. Jackson gained invaluable litigation experience from his work evaluating cases, managing relationships with victims, negotiating cases with opposing counsel, and ultimately trying numerous cases in front of judges and juries. He gained the ability to quickly evaluate evidence and credibility and to identify weaknesses in case theory in a high-volume practice. Working to bring justice for victims of violent domestic and sexual abuse naturally led him to the firm, where his focus is on consumer protection and data privacy. Mr. Jackson was actively engaged in his educational communities both at Hendrix College (2008) and the University of Arkansas School of Law (2013). He remains engaged, volunteering his time for the tennis community in Little Rock as well as both the Arkansas and Southern Tennis Associations.

COURTNEY ROSS

Courtney Ross joined Carney Bates & Pulliam in 2021 after graduating *cum laude* from the University of Arkansas at Fayetteville School of Law. Prior to joining the firm, she was a judicial extern for United States Magistrate Judge Joe J. Volpe. During law school she was chosen by faculty to be a member of the traveling young lawyers association's mock trial advocacy team. She also competed in many of the law schools' board of advocates competitions. Her practice with the firm focuses on consumer protection and data privacy litigation. Most recently she appeared in front of the District Court for the District of Massachusetts representing a proposed class of consumers in data privacy litigation.

WILLIAM P. CREASMAN

For more than 32 of his 41 years of practice, Will has built and managed corporate legal departments and served as a chief legal officer or general counsel of a variety of companies, including Alltel Wireless, TCBY, and Wrangler Europe. Will has extensive domestic and international experience in corporate governance, securities, marketing, advertising, franchising, insurance, telecommunications, information technology, and employment law and has worked in the insurance, telecommunications, information technology, manufacturing, and foodservice industries.

He obtained his law degree from Wake Forest University and his undergraduate degree from The Johns Hopkins University. Over the years he has been an adjunct professor at the School of Law, University of Arkansas – Little Rock, a member of the Board of Directors of the Center for Arkansas Legal Services (a pro bono legal services corporation), and a Commercial Panelist for the American Arbitration Association. He is admitted to practice in Arkansas, North Carolina, and Texas.

Leadership Positions

Class Action, MLD and Complex Litigation Cases where the attorneys of Carney Bates & Pulliam have held a leadership position of Lead or Co-Lead Plaintiffs' Counsel or as a member of the Executive Committee of Counsels:

In re AFC Enterprises, Inc. Securities Litigation, United States District Court for the Northern District of Georgia, Case No. 1:03-cv-0817-TWT (\$15 million settlement).

Amanda Rushing, et al. v. The Walt Disney Company, et al., 3:17-cv-04419-JD; *Amanda Rushing, et al. v. Viacom Inc., et al.*, 3:17-cv-04492-JD; *Michael McDonald, et al. v. Kiloo APS, et al.*, 3:17-cv-04344-JD United States District Court for Northern District of California (injunctive relief settlement in three consolidated actions requiring removal, disabling and limiting of tracking software that could be used to target children with ads across thousands of gaming apps)

Anderson, et al. v. Farmland Industries, Inc., United State District Court for the District of Kansas, Case No. 98-cv-2499-JWL (multi-party consolidated environmental litigation, Co-Lead Counsel; confidential settlement).

ARcare, Inc. v. Qiagen North America Holdings, Inc., et al., Circuit Court of Lonoke County, Arkansas, Case No. 43CV-17-46 (Lead Counsel, \$15.5 million settlement).

In re Ashanti Goldfields Securities Litigation, United States District Court for the Eastern District of New York, Case No. CV-00-0717 (DGT) (RML) (Co-Lead Counsel; \$15 million settlement).

Asher v. Baxter International, Inc., et al., United States District Court for the Northern District of Illinois, Eastern Division, Case No. 02 C 5608 (Co-Lead Counsel).

In re Bank of America Credit Protection Marketing & Sales Practices Litig., United States District Court for the Northern District of California, Case No. 11-md-2269-THE (\$20 million settlement; member of Plaintiffs' Executive Committee).

Bland, et al. v. Petromark, Inc., et al., Circuit Court of Boone County, Arkansas, Case No. CV-2003-3-2 (multi-party consolidated environmental litigation, Co-Lead Counsel).

Campbell, et al. v. Facebook, Inc., United States District Court for the Northern District of California, Case No. 4:13-cv-05996-PJH (Co-Lead Counsel; injunctive relief settlement securing disclosures and limitations on Facebook's interception and use of private message content).

In re Central Parking Corporation Securities Litigation, United States District Court for the Middle District of Tennessee, Case No. 3:03-0546 (\$4.85 million settlement).

Daniel, et al. v. Ford Motor Company, United States District Court for the Eastern District of California, Case No. 2:11-02890 WBS EFB (Co-Lead Counsel).

Desert Orchid Partners, LLC v. Transaction Systems Architects, Inc., United States District Court for the District of Nebraska, Case No. 02-cv-553 (\$24.5 million settlement; Co-Lead Counsel).

In re Discover Credit Card Payment Protection Plan Marketing and Sales Practices Litig., United States District Court for the Northern District of Illinois, Case No. MDL No. 2217 (\$10.5 million; Co-Lead Counsel).

In re DQE, Inc. Securities Litigation, United States District Court, Western District of Pennsylvania, Case No. 01-1851 (Co-Lead Counsel; \$12 million settlement).

In re Dynacq International, Inc. Securities Litigation, United States District Court for the Southern District of Texas, Houston Division, No. H-02-0377 (Co-Lead Counsel).

Eastwood, et al. v. Southern Farm Bureau Cas. Ins. Co., United States District Court for the Western District of Arkansas, Case No. 11-3075 (Co-Lead Counsel; \$3.6 million settlement).

Ebarle, et al. v. LifeLock, Inc., United States District Court for the Northern District of California, Case No. 3:15-cv-00258 (Co-Lead Counsel; \$81 million settlement).

Econo-Med Pharmacy, Inc. v. Roche Diagnostics Corporation, Southern District of Indiana, Case No. 1:16-cv-00789-TWP-MPB (Lead Counsel, \$17 million settlement).

Esslinger v. HSBC Bank Nevada, United States District Court for the Eastern District of Pennsylvania, Case No. 2:10-cv-03213-BMS (\$23.5 million; Co-Lead Counsel).

In re Fleming Corporation Securities Litigation, United States District Court for the Eastern District of Texas, Texarkana Division, No. 5-02-CV-178 (Co-Lead Counsel for 33 Act Claims; \$93.75 million settlement).

Friedman v Rayovac Corporation, et al., United States District Court of the Western District of Wisconsin, Case No. 02-0308 (\$4 million settlement).

Gaynor v. Thorne, et al., Circuit Court of Cook County, Illinois County, Dept of Chancery, Case No. 07-CH-14381.

Garza v. J.D. Edwards & Co., United States District Court for the District of Colorado, Case No. 99-1744, (\$15 million settlement).

Hardin, et al. v. BASF, United States District Court for the Eastern District of Arkansas, Western Div., Consolidated No. 00-CV-00500 SWW (multi-party consolidated environmental litigation, Co-Lead Counsel; confidential settlement).

In re: The Home Depot, Inc., Customer Data Security Breach Litigation, United States District Court for the Northern District of Georgia, Case No. 1:14-md-02583-TWT (Executive Committee; \$25 million settlement).

Jensen, et al. v Cablevision Systems Corporation, United States District Court for the Eastern District of New York, Case No. 2:15-cv-04188-LDW-ARL.

In re Keyspan Corporation Securities Litigation, United States District Court for the Eastern District of New York, Case No. 01-cv-5852 (ARR) (MDG).

Kardonick v. JPMorganChase, United States District Court for the Southern District of Florida, Case No. 1:10-cv-23235-WMH (\$20 million settlement; Co-Lead Counsel).

King, et al., v. Hamilton Sundstrand Corporation, District Court of Adams County, Colorado, Case No. 02-CV-2018 (Co-lead Counsel; \$2 million settlement of groundwater contamination case).

In re Lernout & Hauspie Securities Litigation, United States District Court for the District of Massachusetts, No. 00-CV-11589-PBS (Co-Lead Counsel; \$115 million settlement).

In re Liberty Refund Anticipation Loan Litig., United States District Court for the Northern District of Illinois, Case No. 1:12-cv-02949 (Co-Lead Counsel; \$5.3 million settlement).

Lynch v. JDN Realty Corp., et al., United States District Court for the Northern District of Georgia, Atlanta Division, Case No. 1:00-CV-2539 (settled for over \$40 million in cash and stock with 11% of the total settlement allocated to Mr. Bowman's clients).

Matera, et al. v. Google, Inc., United States District Court for the Northern District of California, Case No. 5:15-cv-04062-LHK (Co-Lead Counsel; injunctive relief settlement requiring Google to stop using content derived from email transmissions for user profiling and targeted advertising).

Middlesex County Retirement System v. Semtech Corp. et al, United States District Court for the Southern District of New York, Case No. 07-Civ-7183 (DC) (Co-Lead Counsel; \$20 million settlement).

Montalvo v. Tripos, Inc. et al., United States District Court for the Eastern District of Missouri, Eastern Division, Case No. 4:03CV995SNL (Co-Lead Counsel; \$3,150,000 settlement).

In re Monterey Pasta Company Securities Litigation, United States District Court for the Northern District of California, Case No. 3:03 CV 00632 MJJ (Co-Lead Counsel).

In re National Golf Properties, Inc. Securities Litigation, United States District Court for the Central District of California, Western Division, Case No. 02-1383-GHK RZX; (\$4.175 million settlement).

In re Nationwide Financial Services Litigation, United States District Court for the Southern District of Ohio, Case No. 08-CV-00249 (\$5.05 per share increase in offer price; \$232.8 million value).

Nelson, et al. v. Wal-Mart Stores, Inc., United States District Court for the Eastern District of Arkansas, Case No. 04-CV-00171 (Co-Lead Counsel; \$17.5 million).

In re NewPower Holdings Securities Litigation, United States District Court for the Southern District of New York, Case No. 01-cv-1550 (CLB) (Co-Lead Counsel; \$41 million settlement).

Pennsylvania Avenue Funds v. Gerard H. Brandi, et al., Commonwealth of Massachusetts Superior Court, Middlesex County, Case No. CV 08-1057.

Pierce v. Ryerson Inc. et al., Illinois Circuit Court, Cook County, Case No. 07 CH 21060.

City of Pontiac General Employees' Retirement System v. CBS Corp, United States District Court for the Southern District of New York, Case No. 08-CV-10816 (LBS).

In re Phycor Shareholder Litigation, United States District Court for the Middle District of Tennessee, Nashville Division, Case No. 3-99-0807 (\$11.2 million cash settlement).

The Quapaw Tribe of Oklahoma v. Blue Tee Corp., United States District Court for the Northern District of Oklahoma, Case No.03-cv-0846-CVE-PJC (\$11.5 million settlement in a case against Asarco, LLC).

Ruble, et. al. v. Rural Metro Corp., et. al., United States District Court for the District of Arizona, Case No. 99-cv-822-PHX-RGS.

Sheet Metal Workers Local 28 Pension Fund v. Office Depot, Inc. et al., United States District Court for the Southern District of Florida, Case No. 07-81038-CIV-Hurley/Hopkins.

Simpson, et al., v. Koppers, et al., Pulaski County Circuit Court, Third Division, Case No. CV-00-1659 (multi-party consolidated environmental litigation, Co-Lead Counsel; confidential settlement).

Slatten v. Rayovac Corporation, et al., United States District Court for the Western District of Wisconsin, Case No. 02 C 0325 C (Co-Lead Counsel; \$4 million settlement).

Slone, et.al. v. Fifth Third, United States District Court for the Southern District of Ohio, Case No. 03-cv-00211 (\$15 million settlement).

Smith v. Intuit, Inc., United States District Court for the Northern District of California, Case No. 5:12-cv-00222 (\$6.55 million cash settlement).

Spinelli v. Capital One Bank (USA), et al., United States District Court for the Middle District of Florida, Case No. 8:08-cv-132-T-33EAJ (more than \$100 million settlement; Co-Lead Counsel).

State of New Mexico v. Discover Financial Services, Inc., et al., United States District Court for the District of New Mexico, Case No. 1:13-cv-00503 (\$2.15 million cash settlement).

State of New Mexico v. JPMorgan Chase & Co., et al., United States District Court for the District of New Mexico, Case No. 1:13-cv-00472 (\$2,146,750.00 million cash settlement).

In re Sterling Financial Corporation Securities Class Action, United States District Court of the Southern District of New York, Case No. CV 07-2171(Co-Lead Counsel; \$10.25 million settlement).

Stokes, et al. v. Government Employees Insurance Company d/b/a GEICO, et al., Circuit Court of Pulaski County, Arkansas, Civil Division, Case No. 60CV-13-4282 (Co-Lead Counsel; \$517,206.30 settlement).

In re Supervalu, Inc. Securities Litigation, United States District Court for the District of Minnesota, Case No. 02-CV-1738 (JEL/JGL) (Co-Lead Counsel; \$4 million settlement).

Valuepoint Partners, Inc. v. ICN Pharmaceuticals, Inc. Et al., United States District Court for the Central District of California, Case No. 03-0989 (\$3,225,000 settlement).

In re Vision America Securities Litigation, United States District Court for the Middle District of Tennessee, Nashville Division, Case No. 3-00-0279 (\$5.9 million settlement).

White v. Minnesota Mining & Manufacturing Co., United States District Court for the Eastern District of Arkansas, Western Div., Case No. LR-C-98-362 (multi-party consolidated environmental litigation, Co-Lead Counsel; confidential settlement).

Williams, et al. v. State Farm, Eastern District of Arkansas, Case No. 4:11-cv-00749-KGB (Co-Lead Counsel, \$21.7 million settlement).

Wise, et al. v. Arkansas Aluminum Alloys, Inc., et al., Miller County Circuit Court; Case No. CIV-2003-14-1(multi-party consolidated environmental litigation, Co-Lead Counsel; confidential settlement).

Wroten, et al. v. Shelter Mutual Ins. Co., Circuit Court of Pulaski County, Arkansas, Civil Division, Case No. 60CV-14-517 (Co-Lead Counsel; \$1,773,453.56 settlement).

Wroten, et al. v. USAbel Mutual Ins. Co., Circuit Court of Pulaski County, Arkansas, Civil Division, Case No. 60CV-14-516 (Co-Lead Counsel; \$1,234,585.00 settlement).

Yvon DuPaul v. H. Edwin Trusheim, et al. (Rehabcare Group), Circuit Court of the County of St. Louis, Missouri, Case No. 02 CC 3039 (Lead Derivative Counsel).